

- Res. #2012-144 Payment of Vouchers, \$ 2,050,752.10
- Res. #2012-145 Appointment of Blane Steinman Architects Without Public Bidding (Prof contract - Millman Center Renovations)
- Res. #2012-146 Approval of Lower Township Future Wastewater Facilities and Service Area Map, Endorsing Wastewater Facilities and Service Areas in Lower Township (DEP requirement)
- Res. #2012-147 Requesting Release of Maintenance Guarantee for The Grand at Diamond Beach; Block 700.01 Lots 3-9, et al (Improvements installed and acceptable)
- Res. #2012-148 Approval for Fireworks by Grucci, Inc. To Load A Fireworks Barge In Lower Township (Annual Approval)
- Res. #2012-149 Authorizing Assistance to Lower Township Youth Groups (Lower Twp. Little League & Lower Cape Hockey Assoc. \$1500 each from Rec. Budget)
- Res. #2012-150 Annual Renewal of Liquor Licenses for the year 2012-2013 (Annual Approval)
- Res. #2012-151 Submission of a Small Cities Housing Rehabilitation Application, \$200,000. (Annual Application)
- Res. #2012-152 Public Facilities Grant Application \$400,000, Various ADA Improvements (Annual Application)
- Res. #2012-153 Bid Acceptance and Contract Award for Tide Flex Check Valves or Equal (Outfall Project)
- Res. #2012-154 Bid Acceptance and Contract Award for Material & Pipe Supplies (Outfall Project)
- Res. # 2012-155 Approving Project Proposal Between Hatch Mott MacDonald and the Township of Lower for Permitting and Engineering Services For Beach Drive Pedestrian Access Improvement Project
- Res. #2012-156 Resolution Authorizing Payment to Subcontractor and Acceptance of Discharge of Lien (Payment to Atlantic Arial, subcontractor)
- Res. #2012-157 Resolution Urging passage by the New Jersey Legislature of the Jessica Lunsford Act (requesting 2500 ft child protection zone - schools, playgrounds or child care centers)
- Res. #2012-158 Appointment to the Planning Board of Adjustment (1 alternate member)
- Res. #2012-159 Appointment to the Zoning Board of Adjustment ( 3 regular members/1 alt member)
- Res. #2012-160 Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12." (Collective Bargaining Update - Teamsters; Possible Land Acquisition)
- Res. # 2012-161 A Resolution To Ratify the Memorandum of Understanding Between Lower Township and Teamsters Local Union No. 676



Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00390 BENCHMARK PROFESIONAL SEMINAR*	12-01316	05/17/12	TRAINING	Open	195.00	0.00		
00403 BLUE WAVE EXPRESS CAR WASH*	12-01627	06/12/12	CAR WAS - DPS	Open	200.00	0.00		
00406 BLANEY & DONOHUE, PA	12-00554	02/24/12	EXP 2012 (\$40K)BAL 28,587.50	Open	6,425.00	0.00		
00425 CAROL A. BRAND	12-01531	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
00426 EVELYN BRENTANO	12-01519	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
00429 KAREN BRIDGES	12-01587	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
00432 MICHAEL BROGAN	12-01633	06/12/12	MEDICAL/VISION	Open	271.62	0.00		
00611 COUNTY OF CAPE MAY	12-01394	05/30/12	MARCH FUEL BILL	Open	34,291.19	0.00		
	12-01495	06/08/12	GASOLINE APRIL 2012	Open	<u>32,626.96</u>	0.00		
					66,918.15			
00616 ANIMAL ALLIANCE OF CAPE	12-01664	06/14/12	CLINIC MAY 17 AND JUNE 17	Open	250.00	0.00		
	12-01665	06/14/12	CLINIC MAY 31, 2012	Open	<u>200.00</u>	0.00		
					450.00			
00651 MUNICIPAL UTIL AUTH DUMP FEES	12-01658	06/13/12	DUMPING FEES APRIL/MAY	Open	129,515.83	0.00		
00736 CAPE PRINTING EXPRESS*	12-01106	04/30/12	BUSINESS CARDS- MAYOR BECK	Open	49.00	0.00		
00775 CAPRIONI PORTABLE TOILETS, INC*	12-01625	06/12/12	PORTA POTTIES MONTHLY RENTAL	Open	217.13	0.00		
00784 CAPE MAY STAR & WAVE	12-01450	06/04/12	LEGAL NOTICES 5/23/2012	Open	132.06	0.00		
	12-01662	06/13/12	6/6/12 NOTICE OF ADOPTION	Open	<u>14.26</u>	0.00		
					146.32			
00807 CDW-GOVERNMENT INC*	12-01327	05/18/12	DISPATCH FAX	Open	298.50	0.00		
00825 COMCAST*	12-01655	06/13/12	INTERNET SERVICE DPW	Open	190.36	0.00		
01087 ANTHONY J. COSTANZO	12-01533	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01092 CONTINENTAL FIRE & SAFETY, INC*	12-01487	06/04/12	SERVICE FIRE EXTINGUISHERS	Open	117.00	0.00		
01109 LOIS JANE CRAMER	12-01548	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
01130 GAYLE HADLEY	12-01475	06/04/12	PAYMENT TO ZUMBA INSTRUCTOR	Open	180.00	0.00		
01170 VERIZON WIRELESS* F/S	12-01632	06/12/12	FIRE CELL PHONE 4/27-5/26/12	Open	72.45	0.00		
01171 VERIZON WIRELESS - TOWNHALL	12-01478	06/04/12	CELL PHONE APR 24- MAY 23, 2012	Open	1,058.17	0.00		
01245 G & K SERVICES CO*	12-01657	06/13/12	UNIFORM RENTAL	Open	918.79	0.00		
01278 EDWARD DOUGHERTY	12-01491	06/04/12	MEDICAL CLAIMS	Open	126.00	0.00		
01443 ERMA VOLUNTEER FIRE CO	12-01481	06/04/12	PRIMARY ELECTION 2012	Open	300.00	0.00		
01532 JACQUELINE U HENDERSON	12-01550	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
01579 BEATRICE M. FLANIGAN	12-01559	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
01581 FIRST ASSEMBLY OF GOD CHURCH	12-01480	06/04/12	PRIMARY ELECTION 2012	Open	150.00	0.00		
01602 THOMSON WEST*	12-01355	05/21/12	NJ STAT 2012 824959814	Open	140.00	0.00		
01641 GALL'S INC*	12-00920	04/05/12	NEW VEHICLE OUTFITTING	Open	160.00	0.00		
	12-01255	05/16/12	2 NP710-HOLSTER	Open	24.97	0.00		
					<u>184.97</u>			
01685 W W GRAINGER, INC.*	12-01279	05/16/12	ELECTRIC 24 HR WALL CLOCK	Open	45.35	0.00		
01733 FRANCIS MCLAUGHLIN	12-01569	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
01734 CHURCH'S SEASHORE NURSERY INC*	12-01361	05/23/12	FREEMAN DOUGLASS PARK	Open	919.00	0.00		
01767 WILLIAM R. HARTLEY, SR	12-01540	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01781 HATCH MOTT MACDONALD, LLC*								
	11-02505	09/12/11	DRAINAGE INVESTIGATION/	Open	538.50	0.00		B
	11-03226	11/16/11	2011-294 BAYSHORE ESTATE \$26k	Open	4,321.43	0.00		
	12-01508	06/11/12	ESCROW	Open	<u>1,655.99</u>	0.00		
					6,515.92			
01791 CINDY S. HARTLEY								
	12-01513	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
01793 ANNA M. HASSON								
	12-01541	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
01806 ANTHONY J HARVATT, II, ESQ								
	12-00985	04/17/12	BOARD SOLICITOR SALARY	Open	466.66	0.00		
	12-01509	06/11/12	RESOLUTIONS	Open	<u>150.00</u>	0.00		
					616.66			
02027 JESCO INC*								
	12-01339	05/18/12	PARTS FOR BACKHOE/DPW	Open	460.52	0.00		
02108 KEEN COMPRESSED GAS CO*								
	12-01389	05/25/12	BOTTLED GAS FOR GARAGE	Open	106.75	0.00		
02117 KEEP AMERICA BEUTIFUL*								
	12-01226	05/14/12	Recycling Community Day	Open	203.00	0.00		
02208 PENNY BECICA-KRAUS								
	12-01520	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
02248 LAWMEN SUPPLY*								
	11-02829	10/17/11	FIREARMS,HOLSTERS, MAGAZINES	Open	7,967.80	0.00		
	12-00938	04/09/12	NEW VEHICLE OUTFITTING	Open	<u>3,974.95</u>	0.00		
					11,942.75			
02320 LOWER TOWNSHIP BRD OF EDUCATN								
	12-00968	04/11/12	2012 SCHOOL TAX 7/01-12/2012	Open	1,495,251.40	0.00		B
02411 MENEAR'S TREE SERVICE*								
	12-01442	06/04/12	2 CUT TREES - MINDY PARK	Open	400.00	0.00		
02465 BARBARA MAHON								
	12-01514	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
02466 ROBERT E. MAHON								
	12-01518	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
02541 ROBERT D. MARTIN, JR								
	12-01490	06/04/12	MEDICAL CLAIMS	Open	22.00	0.00		
02654 LORETTA MCKENZIE								
	12-01605	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
02715 MODERN HANDLING EQUIP CO*	12-00392	02/08/12	PARTS FOR MOWER PS1067944	Open	535.70	0.00		
03003 NEW JERSEY DIVISION OF	12-01381	05/24/12	2012-2013 LIQUOR LICENSES	Open	84.00	0.00		
03104 NORTHEAST IND.&MARINE SUPPLY*	12-01223	05/14/12	PARTS FOR CHIPPER/PRESSURE WSH	Open	1,787.14	0.00		
03144 NAOMI NICHOLS	12-01572	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
03285 PARA PLUS TRANSLATIONS, INC.*	12-01320	05/17/12	INTERPRETER	Open	185.89	0.00		
03288 KATHRYN PATTERSON	12-01535	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
03289 THOMAS W. PATTERSON	12-01610	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
03296 PARISH OF ST. JOHN NEUMANN	12-01479	06/04/12	PRIMARY ELECTION 2012	Open	675.00	0.00		
03301 RED BANK VETERINARY HOSPITAL	12-01624	06/12/12	EMERGENCY VET SERVICE	Open	54.00	0.00		
03387 POGUE INC. *	12-01429	05/30/12	PRE-EMPLOYMENT TESTING/DPW	Open	790.00	0.00		
03458 JOANN H. RASH	12-01532	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
03465 R&R ELECTRONICS, INC.*	12-01275	05/16/12	SPEED TRAILER REPAIR	Open	3,019.82	0.00		
03466 R & R SPECIALTIES	12-01405	05/30/12	9" X 12" FLOATING ACRYLIC	Open	75.00	0.00		
03507 JEAN ROBSON	12-01534	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
03512 JEANETTE SMITH-REEVES	12-01551	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
03518 RIGGINS, INC.*	12-01437	06/04/12	OFF-HIGHWAY DIESEL/DPW	Open	844.25	0.00		
03608 SEAWAVE CORPORATION*	12-01309	05/16/12	ADVERTISMENT FOR COMMUNITY DAY	Open	315.00	0.00		
03640 MADELINE R. SHOWERS	12-01615	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		

June 15, 2012  
09:49 AM

Lower Township  
Bill List By Vendor Id

Page No: 6

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03656 JOHN W. SKOWRONSKI	12-01524	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
03664 AUDREY L. SMITH	12-01583	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
03679 BARBARA SLONIS	12-01528	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
03706 NICHOLAS C. SMARGIASSI	12-01537	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
03805 TOWNBANK VOLUNTEER FIRE CO.	12-01482	06/04/12	PRIMARY ELECTION 2012	Open	450.00	0.00		
03820 MUNICIPAL UTIL. AUTH ON CALL	12-01336	05/18/12	ONE-CALL MESSAGES/DPW	Open	144.69	0.00		
03852 CATHERINE A. TURNEY	12-01584	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
03935 STAPLES BUSINESS ADVANTAGE*	12-01350	05/21/12	3 x 2 CORK BOARD- CHERRY FRAME	Open	59.91	0.00		
03971 VERIZON WIRELESS	12-01438	06/04/12	MDT WIRELESS 6737111676	Open	673.33	0.00		
04043 FLORENCE WESOLOWSKI	12-01617	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
04049 SUSAN JACKSON	12-01371	05/24/12	PARKING REIMBURSEMENT	Open	10.00	0.00		
04059 THOMAS WILL	12-01489	06/04/12	MEDICAL CLAIMS	Open	149.01	0.00		
04097 CINTAS FIRST AID AND SAFETY*	12-01427	05/30/12	FIRST-AID KIT SUPPLIES/DPW	Open	209.14	0.00		
04117 BILL ROLLINS	12-01373	05/24/12	LACROSSE OFFICIAL 4/14/12 GAME	Open	60.00	0.00		
04123 TAMMY DECKER	12-01477	06/04/12	PAYMENT TO PILATES INSTRUCTOR	Open	21.00	0.00		
04150 BARRY, CORRADO, GRASSI &	12-01387	05/25/12	REFUND	Open	25.00	0.00		
04235 COLLEEN P GALLAGHER	12-01593	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
04266 NJ DEPT OF HEALTH&SENIOR SVCS	12-01511	06/11/12	MAY 2012 DOG LICENSE	Open	451.20	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
04283	CATHERINE JOSAPHOUITCH	12-01613	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
04284	ALICE SCATTONE	12-01594	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
04286	MICHAEL MULRANEY	12-01515	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
04532	ROBERTA K YOUNG	12-01591	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
05000	THE ILLUSION MAKER*	12-01308	05/16/12	RECYCLING PROGRAM @ SCHOOL	Open	725.00	0.00		
4104	DOUGLASS LANDSCAPING LLC*	12-00687	03/09/12	LANDSCAPING/MAINTENANCE	Open	6,490.63	0.00		B
5041	NAZDAR COMPANY*	12-01337	05/18/12	PARTS FOR SIGN MACHINE/DPW	Open	131.35	0.00		
5044	VICKI COLE	12-01468	06/04/12	LACROSSE OFFICIAL 5/24/12	Open	45.00	0.00		
5057	JEFF HURLEY	12-01372	05/24/12	LACROSSE OFFICIAL	Open	56.00	0.00		
5060	JOSEPH SMITH	12-01383	05/25/12	RELEASE OF ESCROW FEES	Open	6,591.06	0.00		
5062	DIANE GANON	12-01434	05/30/12	REIMBURSEMENT FOR CONTAINER	Open	33.97	0.00		
5063	MIKE HICKMAN	12-01474	06/04/12	SOCCER REFEREE	Open	90.00	0.00		
AGHAK	MARYAM AGHAKHANI	12-01589	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
AMANA	ANTHONY AMAND	12-01581	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
AMAND	BERNICE AMAND	12-01552	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
BAKERF	FRED BAKER	12-01544	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
BAUMG	EMMA JANE BAUMGARDNER	12-01618	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
BINGH	ROBERT F. BINGHAM	12-01604	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
BOERN RALPH BOERNER	12-01588	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
BOSNA KAREN MANETTE BOSNA	12-01476	06/04/12	PAYMENT TO YOGA CLASS	Open	90.00	0.00		
BOYLED DOLORES P. BOYLE	12-01566	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
BOYLEK KATHLEEN BOYLE	12-01563	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
BUCKD DIANE E PANNELLI	12-01536	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
BUONO MARTHA BUONOPANE	12-01571	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
CARROLL TERRY A CARROLL	12-01598	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
CARROT CARROT-TOP INDUSTRIES, INC*	12-01407	05/30/12	US FLAGS AND NJ STATE FLAGS	Open	933.00	0.00		
CZES MARY LOU CZESCIK	12-01567	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
DOLLARD MADELINE DOLLARD	12-01564	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
DOLLJ JAMES T. DOLLARD	12-01586	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
EDWA RITA EDWARDS	12-01601	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
FANI PATRICIA FANIEL	12-01575	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
FARNELL JAMES FARNELL	12-01619	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
FBINA FBINAA NJ CHAPTER*	12-01317	05/17/12	TRAINING	Open	250.00	0.00		
FREAS JEAN FREAS	12-01557	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
FREG ELIZABETH FREGA	12-01561	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
G-YAP CENTER FOR COMMUNITY ARTS	12-01623	06/12/12	SUMMER ART CAMP	Open	6,500.00	0.00		B

June 15, 2012  
09:49 AM

Lower Township  
Bill List By Vendor Id

Page No: 9

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
GAFF PATRICIA A. GAFFNEY	12-01573	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
GASSER COZETTE GASSER	12-01554	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
GIAIRO ANN GIAIRO	12-01580	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
HARTL WILLIAM HARTLEY, JR	12-01560	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
HARTLEY CHRISTINE HARTLEY	12-01546	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
HELVE ANN HEAP-HELVESTON	12-01527	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
HOFFMAN BARBARA HOFFMAN	12-01516	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
HUGH CHARLES HUGHES III	12-01562	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
JASP JANET JASPERSE	12-01607	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
JASPC CRAIG JASPERSE	12-01592	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
JASPD DEBBIE L JASPERSE	12-01596	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
KEEND DOLORES RAMBO	12-01576	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
KINGR RICHARD KING	12-01602	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
KIRSCHN SCOTT KIRSCHNER	12-01614	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
LAMOC CHARLES LAMONTE	12-01538	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
LETI MARY LETIZIO	12-01529	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
LETIZIO BARTOLOMEO J LETIZIO	12-01590	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
LIPS JOHN LIPSETT	12-01521	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		

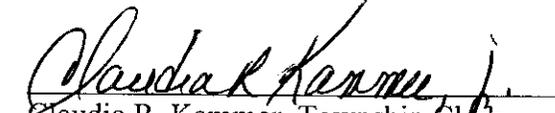
Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
LIPSM MARGARET LIPSETT	12-01612	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
LISTW JOAN LISTWAN	12-01582	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
LOGUEC CHARLOTTA LOGUE	12-01620	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
LONEP PATRICIA LONERGAN	12-01512	06/11/12	JUNE PRIMARY ELECTION JUDGE	Open	225.00	0.00		
MARROR ROBERT H MARRO	12-01565	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
MCCABE IDAMAY MCCABE	12-01597	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
MCGR DANIEL MCGRANAGHAN	12-01525	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
MCGRAN CARLIE MCGRANAGHAN	12-01522	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
MCMAST SANDRA MCMASTER	12-01357	05/23/12	LACROSSE OFFICIAL 5/16/12	Open	30.00	0.00		
MEIER SHAIN P MEIER	12-01600	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
MEIERH HELEN T MEIER	12-01530	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
MILLER PAULA MILLER	12-01543	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
MOORER REBECCA MOORE	12-01616	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
MORRIC CRAIG R MORRISON	12-01547	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
MORRIS DANIELLE MORRISON	12-01542	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
NOTARY TREASURER STATE OF NJ NOTARY	12-01634	06/12/12	NOTARY E KREIS/C CRIPPEN	Open	50.00	0.00		
NOTO JOSEPH J. NOTORFRANCESCO	12-01510	06/11/12	JUNE PRIMARY ELECTION JUDGE	Open	225.00	0.00		
OBRI PHYLLIS O'BRIEN	12-01585	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
OSBORN VIRGINIA OSBORN	12-01549	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
PETERSON PATRICIA PETERSON	12-01606	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
PRODO MATTHIAS P PRODOEHL	12-01595	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
RAUD DOROTHY M RAUDENBUSH	12-01599	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
RODG ROSE MARIE RODGERS	12-01577	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
SANTA DENISE SANTAGATA	12-01526	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
SHEMAN KAREN A SHEMANSKI	12-01539	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
SILCOTT JAMES SILCOTT	12-01611	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
SMITHKM KATHLEEN M SMITH	12-01553	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
SMITHS SHEILA D SMITH	12-01649	06/13/12	VISION	Open	128.00	0.00		
SOMER ELIZABETH M SOMERS	12-01517	06/11/12	JUNE PRIMARY ELECTION 2012	Open	225.00	0.00		
STARN KENNETH E STARNES	12-01494	06/08/12	MED SUPP 2012	Open	400.00	0.00		
STEBL RALPH P STEBLEIN	12-01603	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
SYKEJ JOE SYKES	12-01465	06/04/12	SOCCER REFEREE	Open	165.00	0.00		
VLISSOP JON VLISSOPOULOS	12-01545	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
WEISSM BEATRICE WEISSMAN	12-01578	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
WEISSMAN WAYNE WEISSMAN	12-01579	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
WERN JOSEPH WERNER	12-01609	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
WESTD DEBORAH A WEST	12-01558	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
WOLTJ JOAN WOLTJEN	12-01608	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
YABOR PATRICIA YABOR	12-01555	06/11/12	JUNE PRIMARY ELECTION 2012	Open	200.00	0.00		
Total Purchase Orders: 203				Total P.O. Line Items: 265	Total List Amount: 2,050,692.10	Total Void Amount: 0.00		

<u>Vendor</u>	<u>Po#</u>	<u>Description</u>	<u>Amount</u>
NJ Div of Motor Veh	12-01483	Registration & Title	\$ 60.00
Total Manual Bill List			\$ 60.00
Total Brought Forward - Computer Generated Bill List			\$ 2,050,692.10
<b><u>TOTAL BILL LIST</u></b>			<b><u>\$2,050,752.10</u></b>

I hereby certify this is the original Resolution adopted by the Township Council at the meeting of June 18, 2012

  
Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		P	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012-145

**TITLE: APPOINTMENT OF BLANE STEINMAN ARCHITECTS WITHOUT PUBLIC BIDDING**

WHEREAS, the Township of Lower ("Township") has a need to acquire an Architect as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and,

WHEREAS, the Township has determined and certified in writing that the value of the acquisition will exceed \$17,500, and Blane Steinmann Architects has submitted a proposal indicating that they will provide the goods or services described above for a price not to exceed \$57,500.00; and

WHEREAS, the anticipated term of this contract is until the completion of The Millman Center Renovations project; and

WHEREAS, the CFO has determined sufficient funds will be available in the current budget as follows:

Appropriation # C.04.55-395-910

Signature 

WHEREAS, Blane Steinman Architects has completed and submitted a Business Entity Disclosure Certification which certifies that Blane Steinman Architects has not made any reportable contributions to a political or candidate committee in the Township of Lower in the previous one year, and that the contract will prohibit the Blane Steinman Architects from making any reportable contributions through the term of the contract.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Lower hereby approves a contract with Blane Steinman Architects for the goods and services herein described and that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution and that a notice of Award of Professional Contract for the above appointment shall be published in the Township's Official paper.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the Township Council at a meeting held on June 18, 2012.

  
Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

## **CONTRACT FOR ARCHITECTURAL SERVICES**

**Date:** May 30, 2012

**Client:** Township of Lower  
c/o Margaret Vitelli QPA - Purchasing Agent  
2600 Bayshore Road  
Villas, NJ 08251  
609-886-2005 x123  
[mvitelli@townshipoflower.org](mailto:mvitelli@townshipoflower.org)

**Architect:** Blane Steinman Architects  
2220 Route 9 North  
Clermont, New Jersey 08210

**Project:** Renovations to:  
Millman Center  
1105 Seashore Road  
Lower Township

The Architect shall provide professional services for the project in accordance with the terms and conditions of this agreement.

### **Project Description / Program**

Renovation to the existing Millman Center located in Lower Township, NJ. The existing wood frame structure currently is used as a Senior Center and a meeting space for several private organizations and will continue to function as such after the renovations are complete.

### **Preliminary Building Program**

Will include items discussed at our original design meeting and stated under the "Millman Center Scope of Work" listed below

### **Scope of Work**

- • Exterior Landscaping including new sod
- Site Construction Fencing
- Misc. asphalt repair, curbing, sidewalk repair-minor work
- Remove and replace (13) exterior windows (with exception of newly replaced front picture windows)
- New Interior Doors
- New Interior floor finishes in Social Room (most likely carpet)
- New Interior floor finish in other areas (VCT)
- Remove wood paneling in 'Social Room' and replace with sheetrock
- New window/door trim, baseboard, wainscoting and crown molding in Social Room
- New Paint in entire interior building
- Kitchen renovation to include small oven and hood
- New Fire Suppression (none currently exists)
- Remove existing acoustical ceiling and lighting in Social Room and replace with Sheetrock Ceiling and new recessed lighting
- New Hardwood Stage and Dance floor in Social Room
- New ductwork in entire building (HVAC equipment was recently replaced)
- New Audio system
- Renovation of existing bathroom (See description of renovation attached)
- New Fire / Burglar Alarm system, & misc. emergency lighting
- Demolition and new walls in Pottery room / Pottery Storage.
- New tankless water heaters
- Existing siding and roofing to remain
- New light fixtures

### **Deliverables**

- Develop and submit Schematic Design, Design Development and Construction Documents (including Permit Application Sets).
- Provide Bid Administration Services
- Provide Construction Administration Services
- Prepare Technical Specifications
- Fire Protection (Suppression) design-documentation is to effectively be "Performance Specifications" grade, defining what the system design-intent is, without explicitly and elaborately detailing. Fire Protection shop drawings for Permit Application Submission to the Local Authority having jurisdiction shall be the responsibility of Contractor or his Sub-Contractor; sealed, signed by an independent Professional Engineer.

### **Professional Services**

**A. Schematic Design (Phase I) –**

1. Measurement and documentation of the “Existing” building.
2. Development of preliminary architectural plan schematics design.
3. Review Building Code & ADA requirements within existing building.
4. Revise drawings based on the owner’s input. *(up to 4 meetings included)*

**B. Construction Drawings (Phase II) –**

1. Preparation, from the approved “Schematic Drawings”, of drawings, details and specifications as required for bidding and permit application. These documents will include but are not limited to the following:
  - a. Existing Conditions/Demolition Plan
  - b. Architectural Plans and Elevations
  - c. Electrical and Lighting Plan
  - d. Mechanical Plan
  - e. Plumbing Plan
  - f. Fire Protection
  - g. Construction Details and Plan
  - h. Full Construction Specifications

**C. Bid Administration (Phase III) -**

1. Produce Bid Packages
2. Schedule and attend Pre-Bid Meetings
3. Prepare Addenda to Bid Packages, if necessary
4. Attend Bid openings and review Bids
5. Bid Evaluation & Analysis
6. Recommendation of Award

**D. Construction Administration (Phase IV) –** *(based on 16 week construction time)*

1. Set-up and attend Pre-Construction Meetings
2. Review shop drawings and submittals
3. Attend scheduled field construction meetings
4. Prepare Charge orders, as required
5. Prepare Pay Applications, as required
6. Prepare Punch Lists

**Contract Notes**

- This contract does not include a property survey, site design, landscaping or parking layout.
- This contract does not include the selection of specific bar or kitchen equipment, Ansul System Design or venting required for kitchen equipment.
- This contract does not include the selection of specific furniture, finishes, or additional interior design services.
- This contract does not include the services of a structural engineer. If a structural engineer is required due to unforeseen existing building conditions, permitting agencies or a change in the scope of work we will provide you with an additional proposal for structural services.
- This contract includes (4) four meetings with the client during the Schematic Design Phase of the project. Any additional meetings with the client or meetings with review agencies, committees, boards, councils, etc. will be billed on an hourly basis.
- This contract does not include the preparation of the Owner / Contractor Agreement.
- This contract includes conceptual construction cost estimates only. The Architect does not and cannot guarantee that bids will not vary from the owner's budget.
- This contract does not include value engineering or scope of work adjustment if the construction bids are over the construction budget. All revisions to the Bid Documents due to construction cost budget overages will be billed on an hourly basis.
- This contract includes Construction Administration Services for a (16) sixteen week construction schedule only. If the project exceeds a (16) sixteen week construction the client will be billed on an hourly basis.
- This contract does not include site visits for reasons not described under Professional Services, Construction Administration (Phase IV). All additional site visits during the construction phase will be billed on an hourly basis.
- This contract does not include Field Construction Administration provided by our consultants. Site visits during the construction phase by our consultants, if required, will be billed at the consultant's hourly rate.
- This contract does not include fire pump, on site water storage for fire suppression or electrical service upgrade design services. If these services are required they will be billed at the consultant's hourly rate.

**Fee for Professional Services**

Professional Services as described above for the following fee(s):

**Phase I - Schematic Design:**

A. <u>Initial Retainer</u> .....	\$ 6,400.00
<b>Total Phase I</b> .....	<b>\$ 6,400.00</b>

**Phase II - Construction Drawings:**

A. Architectural Services.....	\$7,820.00
B. Architectural Specifications.....	\$6,750.00*
C. Mechanical, Plumbing, Electrical & Fire Protection System <u>Engineering Services</u> .....	\$16,330.00*
<b>Total Phase II</b> .....	<b>\$30,900.00*</b>

**Phase III – Bid Administration:**

A. <u>Architectural</u> .....	\$4,200.00
<b>Total Phase III</b> .....	<b>\$4,200.00</b>

**Phase IV – Construction Administration:** *(based on 16 week construction time)*

A. Architectural.....	\$14,000.00
B. <u>Mechanical, Plumbing, Electrical</u> .....	\$2,000.00
<b>Total Phase IV</b> .....	<b>\$16,000.00</b>

**Total Phase I, Phase II, Phase III & Phase IV**..... **\$57,500.00\***

\*Consultant fees are based on proposals furnished by the consultant. The consultant will provide a revised proposal in the event of additional work or a change in the scope of work requested by the client or required by permitting agencies.

**Additional Expenses**

The Architect shall be reimbursed by the client for additional expenses as listed below. These additional expenses will be itemized on the invoice for each professional service where incurred.

1. The client shall pay additional professional fees at an hourly rate of Principal- \$175/hr, Project Architect- \$125/hr, Draftsman- \$85/hr, clerical- \$50/hr if changes are made by the client to the previously agreed upon design program requirements, approved design development drawings, bid documents or final construction documents. The Architect shall notify the client with an estimate of additional fees prior to the commencement of such work.
2. The client shall reimburse the Architect for all postage and handling expenses incurred as related to the Project
3. All photocopying and reproduction is a reimbursable expense and will be billed at our standard rates

**Payment Schedule**

Professional Services as described above for the following fee(s):

**Schematic Design (Phase I)**

Retainer.....	\$6,400.00
<b>Total for Phase I.....</b>	<b>\$6,400.00</b>

**Construction Drawings (Phase II)**

1. 50% Completion of Construction Drawings.....	\$15,450.00
2. 100% Completion of Construction Drawings.....	\$15,450.00
<b>Total for Phase II.....</b>	<b>\$30,900.00</b>

**Bid Administration (Phase III)**

100% Completion of Bid Administration.....	\$4,200.00
<b>Total for Phase III.....</b>	<b>\$4,200.00</b>

**Construction Administration (Phase IV)** *(based on 16 week construction time)*

1. 50% Completion of Construction Administration.....	\$8,000.00
2. 100% Completion of Construction Administration.....	\$8,000.00
<b>Total for Phase IV.....</b>	<b>16,000.00</b>

**Total Phase I, Phase II, Phase III & Phase IV..... \$57,500.00\***

\*Consultant fees are based on proposals furnished by the consultant. The consultant will provide a revised proposal in the event of additional work or a change in the scope of work requested by the client or required by permitting agencies.

**Additional Services (Optional):**

Payment will be due upon receipt.

**Additional Expenses:**

Payment will be due upon receipt.

**The Client's Responsibilities**

1. The client shall provide full information, including a complete program, regarding the requirements for the Project. Architect will assist client with program.

2. The client shall furnish outside engineers, consultants and tests as deemed necessary by any agency having jurisdiction or the Architect.
3. The client shall pay all fees to all agencies having jurisdiction over the project.

### **Terms and Conditions**

1. Termination: This agreement may be terminated by either party through no fault of the owner or designers. In the event of termination, the designers and their consultants shall be compensated for the percentage of work completed up to date of termination.
2. During the construction phase of the project and for a two-week period beyond completion, the Architect's sign will be placed in a visible location on the property.
3. All outstanding balances for contracted services, as well as, additional expenses must be paid in full prior to issuance of sealed drawings for building permit application.
4. Payment of our fees for professional services rendered is in no way contingent upon approval of our plans or documentation by any agency reviewing the same.
5. Accounts unpaid 30 days after the invoice date may be subject to a monthly service charge of 1.5% on the unpaid balance. In the event the account, or any portion thereof, remains unpaid 120 days after billing, the Client shall pay all costs of collection, including reasonable attorney's fees.
6. The scope of work does not include any items not specifically mentioned. If the scope of work is modified substantially by the requirements of the Client, Planning/Zoning Board or any other reviewing agency, the fees within the agreement shall be subject to negotiation. Not included in this proposal are revisions to plans required by any agency reviewing the same. All revisions will be invoiced on a time and material basis.
7. Work will be stopped if any portion of this agreement has not been met.

**This Agreement executed on (date)** \_\_\_\_\_

**Client:** \_\_\_\_\_

**Architect:** \_\_\_\_\_

Blane E. Steinman, RA      NJ Cert. #AI 12174

**LOWER TOWNSHIP  
2600 BAYSHORE ROAD  
VILLAS, NJ 08251  
(609) 886-2005**

**AFFIDAVIT OF PAY-TO-PLAY COMPLIANCE**

The Undersigned, being duly sworn, of full age according to law, upon my oath, depose and say:

1. I am a duly authorized representative of (the "Business Entity"), which for the purposes of this Affidavit includes all entities of which the Business Entity owns, directly or indirectly, a more than 50% equity interest.

2. The Business Entity is seeking the award of a Professional Services Contract or Unspecifiable Services Contract pursuant to the exceptions from public bidding under Sections 5(1) of the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.

3. In accordance with Lower Township Ordinance No. 2004-10 (the "Pay-to-Play Ordinance"), I am making this Affidavit under penalties of perjury to represent to the Township of Lower that neither I nor the Business Entity have made any political contributions in violation of Section 95-2 of the Pay-to-Play Ordinance.

4. Also in accordance with the Pay-to-Play Ordinance, I am disclosing that the following represents all of the contributions that were made by the Business Entity and, to the best of my knowledge, all principals owning 10% more of the Business Entity's equity, their respective spouses, and all of the Business Entity's employees and officers and their respective spouses, to all New Jersey State and County political party committees commencing on the later of the effective date of the Pay-to-Play Ordinance (October 4, 2004) or twelve (12) months from date of this Affidavit and ending on the date of this Affidavit:

<u>Date</u>	<u>Name of Organization</u>	<u>Amount</u>
	<i>N/A</i>	

4. I represent and acknowledge that I have received, read and fully understand the Pay-to-Play Ordinance and that my violation of the Pay-to-Play Ordinance will disqualify me and the Business Entity from receiving any additional contract from the Township of Lower for a period of four (4) years and, in the event any statements made in this Affidavit are willfully false, that I and the Business Entity would be subject to criminal prosecution for perjury.

  
\_\_\_\_\_

Sworn and Subscribed to before me  
this 17th day of June, 2012.

\_\_\_\_\_  
Notary Public

**CHRISTOPHER L. HAYES  
NOTARY PUBLIC OF NEW JERSEY  
MY COMMISSION EXPIRES 9-23-13**

**BUSINESS ENTITY DISCLOSURE CERTIFICATION**  
 FOR NON-FAIR AND OPEN CONTRACTS  
 Required Pursuant To N.J.S.A. 19:44A-20.8  
 TOWNSHIP OF LOWER

**Part I B Contractor Affirmation**

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that the business entity by the name Blane Steinman Architects LLC has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding January 3, 2008 to any of the following named candidate committee, joint candidates committee; or political party committee representing the elected officials of the Township of Lower, defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

Thomas Conrad	
Walt Craig	Any present or future candidate committee or
Glenn Douglass	joint candidate committee or local political party
Kevin Lare	committee formed for the election of members of
Michael E. Beck	the Lower Township governing body.

**Part II B Ownership Disclosure Certification**

I certify that the list below contains the names and home addresses of all owners holding 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business entity:

- Partnership     Corporation     Sole Proprietorship     Subchapter S Corporation  
 Limited Partnership     Limited Liability Corporation     Limited Liability Partnership

Name of Stock or Shareholder	Home Address
Blane Steinman	270 Fidler Road, Dennisville, NJ 08814

**Part 3 B Signature and Attestation:**

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity: Blane Steinman Architects, LLC  
 Signed: [Signature] Title: ARCHITECT / OWNER  
 Print Name: BLANE STEINMAN Date: 6/14/12

Subscribed and sworn before me this 14th day of JUNE, 2012.

  
 (Affiant)

My Commission expires: CHRISTOPHER L. HAYES  
 NOTARY PUBLIC OF NEW JERSEY  
 MY COMMISSION EXPIRES 9-23-13

(Print name & title of affiant) (Corporate Seal)

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY**

**RESOLUTION #2012-146**

**TITLE: APPROVAL OF LOWER TOWNSHIP FUTURE WASTEWATER FACILITIES AND SERVICE AREA MAP, ENDORSING WASTEWATER FACILITIES AND SERVICE AREAS IN LOWER TOWNSHIP**

**WHEREAS**, pursuant to state regulations, municipal water quality management plans must be in compliance with its regional wastewater management planning agency which, in the case of Lower Township, requires that same be in compliance with the Cape May County Wastewater Management Plan; and

**WHEREAS**, on January 17, 2012, the New Jersey State Legislature adopted an Act (P.L.2011, c.203) requiring that, within 180 days, each wastewater management planning agency prepare and submit an existing and future sewer service area map to the New Jersey Department of Environmental Protection as a foundational document of the county's future wastewater management plan; and

**WHEREAS**, in conjunction with the Cape May County Planning Department and Maser Consulting, P.A., the Township of Lower has developed its Future Wastewater Facilities and Service Areas Map prepared by Matthew V. Ecker, PE, PP,CME, Executive Director for Lower Township MUA; and

**WHEREAS**, at a meeting of the Lower Township Council occurring June 4,2012, the Lower Township Council did discuss the Future Wastewater Facilities and Service Areas Map.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Lower, in the County of Cape May and State of New Jersey, as follows:

1. The Township Council does hereby endorse the Future Wastewater Facilities and Service Areas Map (Maser, Draft Sewer Service Area Map, dated May 22, 2012) for purposes of delineating potential future wastewater facilities and service areas

within the Township of Lower for purposes of submission of same to the Cape May County Planning Department and New Jersey Department of Environmental Protection.

2. A copy of this Resolution with the attached Wastewater Facilities and Service Areas Map be forwarded to the Cape May County Planning Department for their review and consideration.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on June 18, 2012.

*Claudia R. Kammer*  
Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY**

**RESOLUTION #2012-147**

**TITLE:** A RESOLUTION REQUESTING RELEASE OF MAINTENANCE GUARANTEE FOR THE GRAND AT DIAMOND BEACH; Block 700.01, Lots 3-9, et al.; Escrow #Z03-12-06

**WHEREAS**, Diamond Beach, LP posted a Maintenance Guarantee with the Township of Lower, in the amount of \$184,826.85; and

**WHEREAS**, the Township Engineer has recommended that the improvements have been properly installed and are presently acceptable.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Lower, the Governing body thereof, that the Maintenance Guarantee is released.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on June 18, 2012.



Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY**

**RESOLUTION #2012-148**

**TITLE: APPROVAL FOR FIREWORKS BY GRUCCI, INC. TO LOAD A  
FIREWORKS BARGE IN LOWER TOWNSHIP**

WHEREAS, Fireworks by Grucci, Inc. Has requested permission to load a barge in Lower Township for a fireworks display on July 4<sup>th</sup> in Atlantic City; and

Whereas, Fireworks by Grucci, Inc. has provided proof of liability Insurance as required by Uniform Fire Code Section 5:18-3.27 and signed the Hold Harmless agreement required,

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Lower that Fireworks by Grucci, Inc. is hereby granted permission to load the "fireworks barge" for Atlantic City on July 4<sup>th</sup> (rain date July 5<sup>th</sup>) in Lower Township in accordance with all other necessary approvals.

I hereby certify this is the original resolution adopted by the Township Council at the meeting of June 18, 2012



Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

May 24, 2012

TO: Colleen Horwath  
COMPANY: Lower Township Municipal Hall  
2600 Bayshore Road Villas  
Villas, NJ 08251  
PHONE: 609-886-2005 ext. 41  
FAX: 609-886-9488  
E-mail: chorwath@townshipoflower.org  
FROM: Ed Rubio



Dear Mr. Perry:

Please see the attached regarding the following program:

Event: Atlantic City Alliance – Atlantic City, NJ  
Location: Barge off Pier Shops at Caesar's  
Latitude: 39° 20' 58.29" N  
Longitude: 74° 25' 58.79" W  
Date: July 4, 2012  
Rain Date: July 5, 2012  
Time: 9:00 PM  
Duration: 23 – 25 Minutes

Attached please find the following documents for loading in the Township of Lower:

- 1) Application for Fire Safety Permit Lower Township
- 2) Certificate of Insurance, for Lower Township
- 3) Letter to Cape May County Fire Marshal
- 4) Hold Harmless Agreement for Lower Township
- 5) Copy of our Pyrotechnician, Joe Mercante's License
- 6) ATF Licenses
- 7) MSDS forms

The following permits have also been applied for in Atlantic City:

1. USCG application packet
2. Atlantic City Solicitor's Office
3. Application for Fire Safety Permit Atlantic City
4. FAA request for a letter of No Objection
5. Fish and Wildlife Letter of Intent
6. DEP Letter of Intent
7. Production Itinerary

If you have any questions or need any further information, please feel free to contact me.

Sincerely,

*Edward Rubio*

Edward Rubio  
Logistics Manager  
Fireworks by Grucci, Inc.  
Cell 516-658-4486

Fireworks by Grucci, Inc.  
One Grucci Lane  
Brookhaven, NY 11719

Office #: (631) 286-0088  
Fax #: (631) 286-9036  
E-mail: ERubio@grucci.com

**THE FIRST FAMILY OF FIREWORKS**

BUREAU OF FIRE SAFETY  
Township of Lower  
407 Breakwater Road  
Erma, New Jersey 08204  
(609) 889-0404

APPLICATION FOR PERMIT

The Uniform Fire Code states:

"Permits shall be required, and obtained from the local enforcing agency for the activities specified in this section, except where they are an integral part of a process or activity by reason of which a use is required to be registered and regulated as a life hazard use. Permits shall at all times be kept in the premises designated therein and shall at all times be subject to inspection by the fire official." [N.J.A.C. 5:70-2.7(a)]

Date of application: May 31, 2012

Location where activity will occur Barge loading at Atlantic Cape Fisher  
985 Ocean Dr., Lower Township, NJ

Date July 4, 2012 Time 9:30 PM

Applicant Name Edward Rubio Address 1 Grucci Lane Brookhaven, NY

Organization Name Fireworks by Grucci, Inc.

Phone/Fax Number 631-286-0088 / 9036 Emerg.# 516-658-4486

Block/Lot \_\_\_\_\_ Registration# \_\_\_\_\_

The above named applicant hereby requests permission to conduct the following activity at the above indicated location:

Outdoor fireworks display discharging 1.4 G and 1.3 G pyrotechnics

And for the keeping, storage, occupancy, sale, handling or manufacture of the following:

Storage / Loading will be outside of Atlantic City, NJ

(State quantities for each category to be stored, or used and the method stored or used:)

See attached pyrotechnic product count

I hereby acknowledge that I have read this application, that the information given is correct, and that I am the owner, or duly authorized to act in the owner's behalf and as such hereby agree to comply with the applicable requirements of the fire code as well as any specific conditions imposed by the fire official.

Edward Rubio  
Applicant Signature

\_\_\_\_\_  
Fire Official Signature

310.00  
Fee Amount

3  
Permit Type



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
4/20/2012

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> Britton-Gallagher and Associates, Inc. 6240 SOM Center Rd. Cleveland OH 44139	<b>CONTACT NAME:</b> PHONE (A/C, No, Ext): 440-248-4711      FAX (A/C, No): 440-544-1234 E-MAIL ADDRESS:	
	<b>INSURER(S) AFFORDING COVERAGE</b> NAIC #	
<b>INSURED</b> Fireworks By Grucci, Inc. and/or Pyrotechnique By Grucci, Inc. and/or Philny Effects, Inc. One Grucci Lane Brookhaven NY 11719	<b>INSURER A:</b> New Hampshire Insurance Co      23841	
	<b>INSURER B:</b> Granite State Insurance Co.      23809	
	<b>INSURER C:</b> NY State Fund - Melville	
	<b>INSURER D:</b> Lexington Ins Co      19437	
	<b>INSURER E:</b> <b>INSURER F:</b>	

**COVERAGES**      **CERTIFICATE NUMBER: 2013123711**      **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

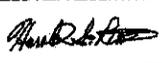
INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<b>GENERAL LIABILITY</b> <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC		1619937-04	2/17/2012	2/17/2013	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$50,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMP/OP AGG \$2,000,000 \$
B	<b>AUTOMOBILE LIABILITY</b> <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS		CA62659119	2/17/2012	2/17/2013	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
D	<input checked="" type="checkbox"/> <b>UMBRELLA LIAB</b> <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> <b>EXCESS LIAB</b> <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$10,000		013136655	2/17/2012	2/17/2013	EACH OCCURRENCE \$4,000,000 AGGREGATE \$4,000,000 \$
C	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) if yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input type="checkbox"/> N/A	2673978	11/29/2011	11/29/2012	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$Unlimited E.L. DISEASE - EA EMPLOYEE \$Unlimited E.L. DISEASE - POLICY LIMIT \$Unlimited

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Date: July 4, 2012; Rain Date: July 5, 2012  
Location: Barge 1000' directly off the Pier Shops, Atlantic City, NJ  
Additional Insured(s): Atlantic City Alliance; North Star Marine, Inc.; Atlantic Cape Fishery; City of Atlantic City; Atlantic City Fire Department; State of New Jersey; New Jersey Bureau of Fire Safety; Lower Township Police Department; Lower Township

### CERTIFICATE HOLDER

### CANCELLATION

Atlantic City Alliance Boardwalk Hall 2301 Boardwalk Atlantic City NJ 08401	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.  AUTHORIZED REPRESENTATIVE 
--	---

© 1988-2010 ACORD CORPORATION. All rights reserved.

June 7, 2012

TO: David Perry  
COMPANY: Bureau of Fire Safety  
ADDRESS: 407 Breakwater Road  
Erma, NJ 08204  
PHONE: 609-889-0404  
FAX: 609-889-8876  
FROM: Ed Rubio



Dear Mr. Perry:

Please see the attached regarding the following program:

Event: Atlantic City Alliance – Atlantic City, NJ  
Location: Barge off Pier Shops at Caesar's  
Latitude: 39° 20' 58.29" N  
Longitude: 74° 25' 58.79" W  
Date: July 4, 2012  
Rain Date: July 5, 2012  
Time: 9:00 PM  
Duration: 23 – 25 Minutes

We have applied for:

Attached please find the following documents:

- 1) Application for Fire Safety Permit Township of Lower
- 2) Certificate of Insurance
- 3) Copy of our Pyrotechnician, Joe Mercante's License

The following were also applied for:

1. Atlantic City Display Permit
2. USCG Permit
3. FAA
4. Atlantic City Solicitor's Office

If you have any questions or need any further information, please feel free to contact me.

Sincerely,

*Edward Rubio*

Edward Rubio  
Logistics Manager  
Fireworks by Grucci, Inc.  
Cell 516-658-4486

Fireworks by Grucci, Inc.  
One Grucci Lane  
Brookhaven, NY 11719

Office #: (631) 286-0088  
Fax #: (631) 286-9036  
E-mail: ERubio@grucci.com

**THE FIRST FAMILY OF FIREWORKS**

**FIREWORKS DISPLAY**  
**HOLD HARMLESS AGREEMENT**

Between the Borough/Township/City/County of Lower  
and Fireworks by Grucci Inc. (Contractor).

**WITNESSETH:**

1. Fireworks by Grucci Inc. (Contractor) agrees to release, indemnify and hold harmless the Borough/Township/City/County of Lower from and against any loss, damage or liability, including attorneys' fees and expenses incurred by the latter entities and their respective employees, agents, volunteers or other representatives arising out of or in any manner relating to the manufacture, installation, firing or disassembly of any pyrotechnic equipment or device and/or the supervision and presentation thereof.

2. The applicant has furnished the Certificate of Insurance with limits of liability described below:

Workers Compensation/Employers Liability: 12673978

General Liability: 1619937-03

Automobile Liability: CA62659118

Umbrella Liability: 013136655

A true copy of the Certificate of Insurance is attached indicating the member entity and applicable associations, recreations or committees formed by the member entity to organize the "event" must be named as additional insured on all liability policies.

3. The facilities will be used for the following purpose and no other:

Event: Fireworks Display Date: July 4, 2012 Rain Date: July 5, 2012

Dated: 5/31/12 Signed: Carl M. [Signature] Logistics Manager  
(Contractor)

Witness Cheryl [Signature]

ES-P-167 (R-7-03)



NEW JERSEY DEPARTMENT OF LABOR  
OFFICE OF SAFETY COMPLIANCE  
PO BOX 386, TRENTON, NJ 08625-0386

AUDIT NO.

9432

PERMIT TO USE EXPLOSIVES

Grade: P Expiration Date: 1/31/2013  
Fee: \$400 Permit Number: 003283

Joseph Mercante  
100 Capitol Court  
St Charles, MO 63301

ES-P-167 (R-7-03)



NEW JERSEY DEPARTMENT OF LABOR  
OFFICE OF SAFETY COMPLIANCE  
PO BOX 386, TRENTON, NJ 08625-0386

AUDIT NO.

9432

PERMIT TO USE EXPLOSIVES

Grade: P Expiration Date: 1/31/2013  
Fee: \$400 Permit Number: 003283

Joseph Mercante  
100 Capitol Court  
St Charles, MO 63301



DEPARTMENT OF THE TREASURY - BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

LICENSE/PERMIT (18 U.S.C. CHAPTER 40, EXPLOSIVES)

In accordance with the provisions of Title XI, Organized Crime Control Act of 1970, and the regulations issued thereunder (27 CFR Part 555) you may engage in the activity specified in this license/permit within the limitations of Chapter 40, Title 18, United States Code and the regulations issued thereunder, until the expiration date shown. See "WARNING" and "NOTICES" on back.

DIRECT ATY CORRESPONDENCE TO	Christopher R. Reeves Chief, Federal Explosives Licensing Center (FELC) Bureau of Alcohol, Tobacco, Firearms and Explosives 244 Needy Road Martinsburg, West Virginia 25405 Telephone: 1-877-265-5302 Fax: 1-304-616-1401	ISSUE PERMIT NUMBER	6-NY-103-23-3E-12225
		EXPIRATION DATE	May 1, 2013

NAME  
FIREWORKS BY GRUCCINI  
1 GRUCCI LANE  
BROOKHAVEN, NY 11719-0000

TYPE OF LICENSE OR PERMIT  
23-IMPORTER OF HIGH EXPLOSIVES

CHIEF, FEDERAL EXPLOSIVES LICENSING CENTER (FELC)  
*Christopher R. Reeves*  
Christopher R. Reeves

PURCHASING CERTIFICATION  
I certify that this is a true copy of a license/permit issued to me to engage in the activity specified.

*Donna Shultz-Better*  
(SIGNATURE OF LICENSEE/PERMITTEE)

MAILING ADDRESS: CHANGED? You must notify the FELC at least 10 days before the change.  
FIREWORKS BY GRUCCI INC  
1 GRUCCI LANE ATTN: EDWARD RUBIO  
BROOKHAVEN, NY 11719-0000

The licensee/permittee named herein shall use a reproduction of this license/permit to assist a transferor of explosives to verify the identity and status of the licensee/permittee as provided in 27 CFR Part 555. The signature on each reproduction must be an ORIGINAL signature.

ATF F 5400.14/5400.15, Part 1 (8/89)



DEPARTMENT OF THE TREASURY - BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

LICENSE/PERMIT (18 U.S.C. CHAPTER 40, EXPLOSIVES)

In accordance with the provisions of Title XI, Organized Crime Control Act of 1970, and the regulations issued thereunder (27 CFR Part 555) you may engage in the activity specified in this license/permit within the limitations of Chapter 40, Title 18, United States Code and the regulations issued thereunder, until the expiration date shown. See "WARNING" and "NOTICES" on back.

DIRECT ATY CORRESPONDENCE TO	Christopher R. Reeves Chief, Federal Explosives Licensing Center (FELC) Bureau of Alcohol, Tobacco, Firearms and Explosives 244 Needy Road Martinsburg, West Virginia 25405 Telephone: 1-877-265-5302 Fax: 1-304-616-1401	ISSUE PERMIT NUMBER	6-NY-103-20-3E-12331
		EXPIRATION DATE	May 1, 2013

NAME  
FIREWORKS BY GRUCCI INC  
1 GRUCCI LANE  
BROOKHAVEN, NY 11719-9423

TYPE OF LICENSE OR PERMIT  
20-MANUFACTURER OF HIGH EXPLOSIVES

CHIEF, FEDERAL EXPLOSIVES LICENSING CENTER (FELC)  
*Christopher R. Reeves*  
Christopher R. Reeves

PURCHASING CERTIFICATION  
I certify that this is a true copy of a license/permit issued to me to engage in the activity specified.

*Donna Shultz-Better*  
(SIGNATURE OF LICENSEE/PERMITTEE)

MAILING ADDRESS: CHANGED? You must notify the FELC at least 10 days before the change.  
FIREWORKS BY GRUCCI INC  
1 GRUCCI LANE ATTN: EDWARD RUBIO  
BROOKHAVEN, NY 11719-9423

The licensee/permittee named herein shall use a reproduction of this license/permit to assist a transferor of explosives to verify the identity and status of the licensee/permittee as provided in 27 CFR Part 555. The signature on each reproduction must be an ORIGINAL signature.

ATF F 5400.14/5400.15, Part 1 (8/89)

**Material Safety Data Sheet**

May be used to comply with  
 OSHA's Hazard Communication Standard,  
 29 CFR 1910.1200. Standard must be  
 consulted for specific requirements.

**U.S. Department of Labor**

Occupational Safety and Health Administration  
 (Non-Mandatory Form)  
 Form Approved  
 OMB No. 1218-0072

<b>IDENTITY</b> (As Used on Label and List) Fireworks, 1.3G, UN0335, PGII		Note: Blank spaces are not permitted. If any item is not applicable, or no information is available, the space must be marked to indicate that.		
<b>Section I</b>				
Manufacturer's Name Fireworks by Grucci, Inc.		Emergency Telephone Number 1-800-255-3924		
Address (Number Street, City, State, ZIP) One Grucci Lane		Telephone Number for Information 631-286-0088		
Brookhaven, NY 11719		Date Prepared 7/21/2006		
		Signature of Preparer (optional)		
<b>Section II – Hazardous Ingredients/Identity Information</b>				
Hazardous Components (Specific Chemical Identity: Common Name(s))		OSHA PEL	ACGIH TLV	Other Limits Recommended % (optional)
Contains explosive and pyrotechnic compositions. - These items are classified as Fireworks, 1.3G, UN0335, PGII by DOT.				
No chemical components are released during normal handling and storage of shells.				
<b>Section III – Physical/Chemical Characteristics</b>				
Boiling Point	n/a	Specific Gravity (H <sub>2</sub> O = 1)		n/a
Vapor Pressure (mm Hg)	n/a	Melting Point		n/a
Vapor Density (AIR = 1)	n/a	Evaporation Rate (Butyl Acetate = 1)		n/a
Solubility in Water Slight				
Appearance and Odor All chemical composition is contained in hard cardboard or plastic casing.				
<b>Section IV – Fire and Explosion Hazard Data</b>				
Flash Point (Method Used) n/a		Flammable Limits n/a	LEL n/a	UEL n/a
Extinguishing Media Do not attempt to fight fire in vicinity of display fireworks - evacuate area.				
Special Fire Fighting Procedures Evacuate fire area immediately and seek shelter. Follow established emergency action plan.				
<b>Unusual Fire and Explosion Hazards</b> Display fireworks may mass explode in a fire situation.				

**Section V – Reactivity Data**

Stability	Unstable	<input type="checkbox"/>	Conditions to Avoid No open flames, smoking, or moisture in vicinity of stored fireworks.
	Stable	<input checked="" type="checkbox"/>	Avoid friction or impact.
Incompatibility (Materials to Avoid) Do not allow fireworks to get soaking wet.			
Hazardous Decomposition or Byproducts Smoke generated during use of devices may contain small amounts of carbon monoxide, hydrogen sulfide, and nitrogen oxides. Avoid prolonged inhalation.			
Hazardous Polymerization	May Occur	<input type="checkbox"/>	Conditions to Avoid
	Will Not Occur	<input checked="" type="checkbox"/>	

**Section VI – Health Hazard Data**

Route(s) of Entry:	Inhalation? <input type="checkbox"/>	Skin? <input type="checkbox"/>	Ingestion? <input type="checkbox"/>
Health Hazards (Acute and Chronic) No chemical components are released during normal handling of shells. However, ground level smoke generated during shooting of public displays may contain gasses which may cause irritation of eyes or mucous membrane. Prolonged inhalation of smoke should be avoided.			
Carcinogenicity: No	NTP? No	IARC Monographs? No	OSHA Regulated? No
Signs and Symptoms of Exposure Prolonged exposure to smoke generated during shooting of shells may cause shortness of breath and irritation of eyes and mucous membranes.			
Medical Conditions Generally Aggravated by Exposure	Persons with pre-existing respiratory conditions (i.e. asthma, emphysema, etc.) should avoid inhalation of smoke.		
Emergency and First Aid Procedures Move to fresh air and avoid further exposure to smoke.			

**Section VII – Precautions for Safe Handling and Use**

Steps to Be Taken in Case Material is Released or Spilled Absolutely no smoking or open flames in vicinity of spilled material. Carefully pick up and place spilled item in cardboard cartons. Sweep up any exposed chemical composition with a natural fiber brush.
Waste Disposal Method Soak any exposed chemical composition with water, sweep up with natural fiber brush and dispose of by burning in compliance with local, state, and federal regulations.
Precautions to Be Taken in Handling and Storing Keep fireworks cool and dry. Avoid impact with shipping cartons. Absolutely no smoking in vicinity of fireworks.
Other Precautions None

**Section VIII – Control Measures**

Respiratory Protection (Safety Type) None required when handling finished items.		
Ventilation	Local Exhaust n/a	Special n/a
	Mechanical (General) n/a	Other n/a
Protective Gloves None required	Eye Protection n/a	
Other Protective Clothing or Equipment n/a		
Work/Hygienic Practices No smoking in vicinity of fireworks.		

**Material Safety Data Sheet**

May be used to comply with  
 OSHA's Hazard Communication Standard,  
 29 CFR 1910.1200. Standard must be  
 consulted for specific requirements.

**U.S. Department of Labor**

Occupational Safety and Health Administration  
 (Non-Mandatory Form)  
 Form Approved  
 OMB No. 1218-0072

<b>IDENTITY</b> (As Used on Label and List) Consumer Fireworks, 1.4G		Note: Blank spaces are not permitted. If any item is not applicable, or no information is available, the space must be marked to indicate that.			
<b>Section I</b>					
Manufacturer's Name Fireworks by Grucci, Inc.		Emergency Telephone Number 1-800-255-3924			
Address (Number Street, City, State, ZIP) One Grucci Lane Brookhaven, NY 11719		Telephone Number for Information 631-286-0088			
		Date Prepared July 21, 2006			
		Signature of Preparer (optional)			
<b>Section II – Hazardous Ingredients/Identity Information</b>					
Hazardous Components (Specific Chemical Identity: Common Name(s))		OSHA PEL	ACGIH TLV	Other Limits Recommended	% (optional)
Contains pyrotechnic composition - a solid mixture of oxidizer and fuel that will burn if ignited. These items are classified as 1.4G explosive by DOT.					
No chemical composition is exposed during normal handling and storage.					
<b>Section III – Physical/Chemical Characteristics</b>					
Boiling Point		n/a	Specific Gravity (H <sub>2</sub> O = 1)		n/a
Vapor Pressure (mm Hg)		n/a	Melting Point		n/a
Vapor Density (AIR = 1)		n/a	Evaporation Rate (Butyl Acetate = 1)		n/a
Solubility in Water Slight					
Appearance and Odor All pyrotechnic composition is contained in a cardboard casing.					
<b>Section IV – Fire and Explosion Hazard Data</b>					
Flash Point (Method Used) n/a		Flammable Limits n/a		LEL n/a	UEL n/a
Extinguishing Media Flood with water if a small amount of fireworks is involved.					
Special Fire Fighting Procedures Do not use suffocation methods - devices contain their own oxygen. If a large amount of fireworks are involved, allow them to burn and prevent spread of fire.					
<b>Unusual Fire and Explosion Hazards</b> Fireworks will burn rapidly in the event of fire.					

**Section V – Reactivity Data**

Stability	Unstable	<input type="checkbox"/>	Conditions to Avoid Open flames, smoking.
	Stable	<input checked="" type="checkbox"/>	
Incompatibility (Materials to Avoid) Exposure to water may cause items to deteriorate.			
Hazardous Decomposition or Byproducts Smoke, nitrogen oxides, and sulfur oxides may be produced in a fire.			
Hazardous Polymerization	May Occur	<input type="checkbox"/>	Conditions to Avoid
	Will Not Occur	<input checked="" type="checkbox"/>	

**Section VI – Health Hazard Data**

Route(s) of Entry:	Inhalation? <input type="checkbox"/>	Skin? <input type="checkbox"/>	Ingestion? <input type="checkbox"/>
Health Hazards (Acute and Chronic) Exposure to finished items does not pose any health hazard.			

Carcinogenicity: No	NTP? No	IARC Monographs? No	OSHA Regulated? No
---------------------	---------	---------------------	--------------------

Signs and Symptoms of Exposure n/a

Medical Conditions Generally Aggravated by Exposure n/a

Emergency and First Aid Procedures n/a

**Section VII – Precautions for Safe Handling and Use**

Steps to Be Taken in Case Material is Released or Spilled No smoking or open flames in vicinity of spilled material. Carefully pick up and place spilled items in cardboard cartons. Sweep up any exposed chemical composition with a natural fiber brush.

Waste Disposal Method In accordance with local, state, and federal regulations.

Precautions to Be Taken in Handling and Storing Avoid open flames, smoking, and high temperatures (above 120°F). Keep shipping cartons cool and dry.

Other Precautions None

**Section VIII – Control Measures**

Respiratory Protection (Safety Type) None required when handling finished items.

Ventilation	Local Exhaust n/a	Special n/a
	Mechanical (General) n/a	Other n/a

Protective Gloves None required	Eye Protection n/a
---------------------------------	--------------------

Other Protective Clothing or Equipment n/a

Work/Hygienic Practices No smoking in vicinity of fireworks.

May 31, 2012

Judi Ludovico  
Atlantic City Alliance  
Boardwalk Hall/2301 Boardwalk  
Atlantic City, NJ 08401  
Phone: 609-348-7809  
Cell: 917-584-6242  
jludovico@atlanticcityalliance.net



Event: Atlantic City Alliance – Atlantic City, NJ  
Location: Barge off Pier Shops at Caesar's  
Latitude: 39° 20' 58.29" N  
Longitude: 74° 25' 58.79" W  
Date: July 4, 2012  
Rain Date: July 5, 2012  
Time: 9:00 PM  
Duration: 23 – 25 Minutes

Dear Mr. Esher:

Attached please find the following documents:

- 1) Application for Fire Safety Permit Atlantic City
- 2) Township of Lower Application
- 3) Certificate of Insurance
- 4) FAA Notification Letter
- 5) Fish and Wildlife Letter of Intent
- 6) DEP Letter of Intent
- 7) Letter of Intent to Pay for Inspector's Overtime
- 8) Copy of our Pyrotechnician, Joe Mercante's License
- 9) Production Itinerary
- 10) Pyrotechnic Product Count
- 11) Material Safety Data Sheets
- 12) Site Plan
- 13) Copy of our Company's ATF License
- 14) Outdoor Display Check List with Conformations

Enclosed are two additional packets.

Please sign letter of intent to pay employee overtime, attach a check for \$331.00 to cover the permit fees and send with all original documents to:

**Mr. James Foley, Assistant Chief  
Atlantic City Fire Department  
2715 Atlantic Avenue  
1<sup>st</sup> Floor – Suite 111  
Atlantic City, NJ 08401**

Please attach a check for \$310.00 to cover the permit fees and send with all original documents to:

**Bureau of Public Safety – Township of Lower  
407 Breakwater Road  
Erma, NJ 08204**

If you have any questions or need any further information, please feel free to contact me.

Sincerely,

Edward Rubio  
Logistics Manager  
Fireworks by Grucci, Inc.  
Cell 516-658-4486

Fireworks by Grucci, Inc.  
One Grucci Lane  
Brookhaven, NY 11719

Office #: (631) 286-0088  
Fax #: (631) 286-9036  
E-mail: ERubio@grucci.com

**THE FIRST FAMILY OF FIREWORKS**

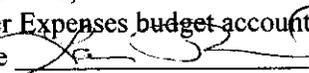
TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012-149

Title: AUTHORIZING ASSISTANCE TO LOWER TOWNSHIP YOUTH GROUPS

WHEREAS, the Township wishes to provide assistance to the Lower Township Little League and Lower Cape Hockey League; and

WHEREAS, the Township has budgeted \$1,500 for each youth group in the Recreation Other Expenses budget; and

WHEREAS, the Chief Financial Officer has certified the availability of funds in the Recreation Other Expenses budget account #2-01-28-370-252 and #2-01-28-370-259 as evidenced by signature 

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, that payment to the Lower Township Little League and the Lower Cape Hockey League in the amount of \$1,500 each is hereby authorized.

I hereby certify the foregoing to be a resolution adopted by the Township Council on June 18, 2012.

  
\_\_\_\_\_  
Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY**

**RESOLUTION #2012-150**

**TITLE: ANNUAL RENEWAL OF LIQUOR LICENSES FOR THE YEAR 2012-2013**

WHEREAS, applications have been made by the persons, firms, and/or corporations hereinafter named for renewal of Plenary Retail Consumption Licenses, Plenary Retail Distributions Licenses and/or Club Licenses, heretofore granted by this issuing authority; and,

WHEREAS, all things required to be done by the said applicants have been done, including the payment of the required fees and all laws and regulations for the control of alcoholic beverages and,

WHEREAS, no written objections to the renewals have been received, and

WHEREAS, this governing body is of the opinion that said applications should be granted and licenses issued,

NOW, THEREFORE, BE IT RESOLVED, by the Township Council, the Municipal Issuing Authority, that the licenses be issued to the person, firms and/or corporations named on the attached Schedule "A" for the period of one year commencing July 1, 2012 through June 30, 2013.

I hereby certify this is the original resolution adopted by the Township Council at the meeting of June 18, 2012.



Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

SCHEDULE "A"

<u>Number</u>	<u>Name &amp; Address</u>	<u>Type</u>	<u>Amount</u>
0505-31-021-001	Lt. Charles Buddy Lewis Veterans Home Association 6 E. Delaware Parkway Villas, NJ 08251 t/a Lt. Charles Buddy Lewis Veterans	Club	\$150.00
0505-31-022-001	Stella Maris Home Association 324 Breakwater Road Cape May, NJ 08251 t/a Stella Maris Home Association	Club	\$150.00
0505-31-023-003	Villas Fishing Club, Inc. 301 Pennsylvania Ave. Villas, NJ 08251 t/a Villas Fishing Club	Club	\$150.00
0505-31-024-001	Sunset Beach Sportsmen's Club Sunset Blvd. , Lower Township Cape May Point, NJ 08212 t/a Sunset Beach Sportsmen Club	Club	\$150.00
0505-31-026-003	Lower Township Moose Lodge #1054 Loyal Order of Moose 569 Seashore Road Cape May, NJ 08204 t/a Lower Township Moose Lodge #1054	Club	\$150.00
0505-31-031-002	Greater Cape May Elks Lodge #2839 901 Bayshore Road Villas, NJ 08251 t/a Greater Cape May Elks Lodge #2839 Benevolent and America Inc.	Club	\$150.00
0505-31-030-001	Grand Beach Club 600 E. Rochester Avenue Wildwood Crest, NJ 08260 t/a Grand Beach Club	Club	\$150.00
0505-31-029-001	Diamond Beach Beach Club 600 E. Raleigh Avenue Wildwood Crest, NJ 08260 t/a Diamond Beach Beach Club	Club	\$150.00
0505-32-001-012	Renaissance Beverages III, LLC 3845 Bayshore Road N. Cape May, NJ 08204 t/a Gorman's Wines & Spirits	PRC (Broad C)	\$2000.00

0505-33-003-007	Buttonwood Manor Inc. 3832 Bayshore Road N. Cape May, NJ 08204 t/a The Bayshore	PRC	\$2,000.00
0505-33-005-005	Cape May Pub Inc Rt. 9 Florence Avenue Cape May, NJ 08204 t/a Cape May National Golf Club	PRC	\$2000.00
0505-33-006-007	The Cold Spring Fish & Supply Co. Fisherman's Wharf, P.O. Box 497 Cape May, NJ 08204 t/a Lobster House & Bar, The Raw Bar	PRC	\$2000.00
0505-33-007-004	Two Mile Crab House, LLC. Fishdock Road Wildwood, NJ 08260 t/a Two Mile Crab House	PRC	\$2000.00
0505-33-008-006	Ford Creek LLC 954 Ocean Drive Cape May, NJ 08204 t/a Harbor View Restaurant	PRC	\$2000.00
0505-33-009-009	Driftwood Cove LLC 1200 Route 9 Cape May, NJ 08204 t/a Lucky Bones	PRC	\$2000.00
0505-33-010-007	CJ Holding 1 LLC 3729 Bayshore Road N. Cape May, NJ 08204 t/a CJ's American Grill	PRC	\$2000.00
<b>Special Conditions</b>	<p><b>The outside patio area is used as a waiting area for dining patrons with no table service and no consumption of food.</b></p> <p><b>The outdoor patio area consist of not more than 12 tables and that the bar area shall not have any seating.</b></p> <p><b>There shall be no live music outside of the premises. Recorded music as well as sound from a large screen television at the bar area will be permitted provided that the sound complies with applicable Township ordinances.</b></p> <p><b>The patio area be open only from the hours of 12:00 noon until 10:00 p.m.</b></p> <p><b>There shall be no signs advertising or indicating that the outdoor waiting area is a "bar".</b></p>		
0505-33-011-003	Sunset Lake LLC 8100 Bayview Drive, Lower Twp. Wildwood Crest, NJ 08260 t/a Bayview Inn	PRC	\$2000.00
0505-33-012-008	Harbour Side, Inc. 5101 Shawcrest Road, Lower Township Wildwood, NJ 08260 t/a Lighthouse Pointe Restaurant	PRC	\$2000.00

0505-33-015-009	Marie Nicole Inc. 9510 Pacific Avenue Wildwood Crest, NJ 08260 t/a Marie Nicole's	PRC	\$2000.00
<b>Special Conditions</b>	<b>This license shall be operated at the eating establishment, serving alcoholic beverages only to dining customers, no more than six seats for waiting customers, not bar only customers. No seating after 10:30 p.m., no package sales of alcoholic beverages.</b>		
0505-33-016-005	Del Bay, LLP Scott Ave. & Beach Drive N. Cape May, NJ 08204 t/a Harpoon Henry's	PRC	\$2000.00
0505-33-017-006	Jake's Bar & Grill, Inc. 5-7 W. Delaware Parkway, Villas, NJ 08251 t/a Jake's Bar & Grill	PRC	\$2000.00
0505-33-019-008	A & J Blue Claw, Inc. 9901 Ocean Drive, Lower Township Cape May, NJ 08204 t/a Tall Ships room, Axelsson's Blue Claw Restaurant	PRC	\$2000.00
0505-33-020-004	Marco Voeks, Inc. 9600 Pacific Ave., Lower Township Wildwood Crest, NJ 08260 t/a Fitzpatrick's Crest Tavern	PRC	\$2000.00
0505-36-014-004	Achristavest Pier 6600 LLC 9701 Atlantic Ave., Wildwood Crest, NJ 08260 T/A Pier 6600 Motor Inn	PRC	\$2000.00
<b>Special Conditions</b>	<b>This license shall be exercised only during such period of time as the establishment is in operation as a hotel/motel containing at least 100 sleeping rooms equipped furnished for accommodation of guests.</b>		
0505-44-013-006	Matteras Liquor 908 Route 109 Cape May, NJ 08204 t/a Cape Liquors	PRD	\$1000.00
0505-44-018-005	O'Doyal's Inc. 1900 Bayshore Road Villas, NJ 08251 t/a Villas Country Liquor Store	PRD	\$1000.00
0505-44-028-003	Acme Markets Inc. 3845 Bayshore Road N. Cape May, NJ 08204 t/a Acme	PRD	\$1000.00

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY**

**RESOLUTION #2012-151**

**Title:** Submission of a Small Cities Housing Rehabilitation Application, \$200,000

WHEREAS, the Township of Lower desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$200,000 to carry out a project for the purpose of subsidizing the rehabilitation of homes owned and occupied by low and moderate income homeowners in Lower Township; and

BE IT THEREFORE RESOLVED,

- 1) that the Mayor and Township Council does hereby authorize the application for such a grant; and,
- 2) recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of the agreement; and also, upon receipt of the fully executed agreement form the Department, does further authorize the expenditure of funds pursuant to the terms of said agreement between the Township of Lower and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and they or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection therewith:

Michael Beck  
 (signature)  
 Michael Beck  
 \_\_\_\_\_  
 Mayor

Michael J. Voll  
 (signature)  
 Michael J. Voll  
 \_\_\_\_\_  
 Township Manager

I hereby certify the foregoing to be a resolution adopted by the Township Council on June 18, 2012.

Claudia R. Kammer  
 Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY**

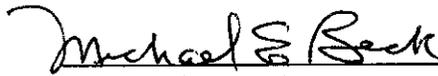
**RESOLUTION #2012-152**

**Title:** PUBLIC FACILITIES GRANT APPLICATION FOR \$400,000, VARIOUS ADA IMPROVEMENTS

WHEREAS, the Township of Lower desires to apply for and obtain a grant from the New Jersey Department of Community Affairs Small Cities CDGB Public Facilities Program for approximately \$400,000 to carry out a project to improve community facilities to comply with ADA; and

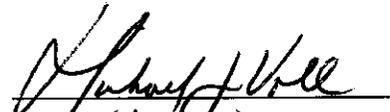
BE IT THEREFORE RESOLVED, that the Township of Lower does hereby authorize the application for such a grant; and, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of the agreement; and also, upon receipt of the fully executed agreement form the Department, does further authorize the expenditure of funds pursuant to the terms of said agreement between the Township of Lower and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, the agreement, and any other documents in connection therewith:

  
(signature)

Michael E. Beck

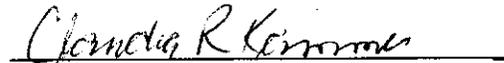
Mayor

  
(signature)

Michael J. Voll

Township Manager

I hereby certify the foregoing to be a resolution adopted by the Township Council on June 18, 2012.

  
Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012- 153

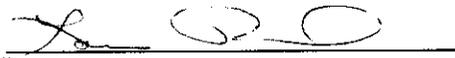
**TITLE: BID ACCEPTANCE AND CONTRACT AWARD FOR TIDE FLEX CHECK VALVES OR EQUAL**

WHEREAS, the Notice to Bidders for Tide Flex Check Valves or Equal was advertised on May 23, 2012 and accepted on June 13, 2012 at 11:00 a.m.; and

WHEREAS, two proposals were submitted and reviewed by the QPA, and the Public Works Superintendent; and

WHEREAS, the qualified bidder complied with the specifications and supplied all required certifications and bid documents and the CFO has determined sufficient funds are available in the budget as follows:

Appropriation: Option 1: SCRF 2-01-56-150-251  
Option 2: Roads C 04-55-382-691

CFO Signature: 

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the contract for the above is hereby awarded to the lowest qualified responsible bidder as follows:

**AWARD TO: CATERINA SUPPLY INC.**

**OPTION #1      ✓ \$ 32,050.00**

**OPTION #2      \$ 8,030.00**

**TOTAL AWARD    \$ 40,080.00**

BE IT FURTHER RESOLVED, the purchase order shall serve as the contract.

I hereby certify the foregoing resolution was adopted by the Township Council at a meeting held on June 18, 2012

  
 Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012-154

TITLE: BID ACCEPTANCE AND CONTRACT AWARD FOR MATERIAL & PIPE SUPPLIES

WHEREAS, the Notice to Bidders for Pipe & Pipe Supplies was advertised on May 23, 2012 and accepted on June 13, 2012 at 11:00 a.m.; and

WHEREAS, three proposals were submitted and reviewed by the QPA and the Public Works Superintendent; and

WHEREAS, the lowest bidders complied with the specifications and supplied all required certifications and bid documents

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey that the contract for the above is hereby awarded to the lowest qualified responsible bidders for Options listed below and the CFO has determined sufficient funds are available in the budget as follows:

**BID A - OPTION #1 - Tr-Flex CL52 Ductile Iron ADS N-12 HP Pipe and Pipe Supplies (Items 1-8)**

**AWARD TO: HD SUPPLY WATERWORKS LTD.**

**TOTAL: ✓ \$86,692.00**

Appropriation: Small Cities Public Facilities 2.01.56.750.351

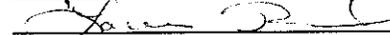
CFO Signature: 

**BID A - OPTION #2 - Tr-Flex CL 52 Ductile Iron, ADS N-12 HP Pipe and Pipe Supplies (Items 1-8)**

**AWARD TO: CATERINA SUPPLY INC.**

**TOTAL: \$36,076.00**

Appropriation: Capital Bonds C 04.55.382.691

CFO Signature: 

**BID B - OPTION #1 Lumber Product for Outfall Project (Items 1-7)**

**AWARD TO: ✓ MARTIN PILING & LUMBER CO.**

**TOTAL: \$38,180.22**

Appropriation: SCPF 2.01.56.750.351

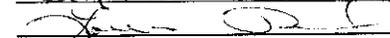
CFO Signature: 

**BID B - OPTION #2 Lumber Products for Outfall Project (Items 1-10)**

**AWARD TO: MARTIN PILING & LUMBER CO.**

**TOTAL: \$23,227.10**

Appropriation: Capital Bonds C 04.55.382.691

CFO Signature: 

**BID C - OPTION #1 Nuts, Bolts and Washers for Outfall Project (Items 1-5)**

**AWARD TO: MARTIN PILING & LUMBER CO.**

**TOTAL: ✓ \$7,781.40**

Appropriation: SCPF 2.01.56.750.351

CFO Signature: 

BE IT FURTHER RESOLVED, the purchase order shall serve as the contract.

I hereby certify the foregoing resolution was adopted by the Township Council at a meeting held on June 18, 2012.

*Claudia R. Kammer*

Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012-155

**TITLE: RESOLUTION APPROVING PROJECT PROPOSAL BETWEEN HATCH MOTT MACDONALD AND THE TOWNSHIP OF LOWER FOR PERMITTING AND ENGINEERING SERVICES FOR BEACH DRIVE PEDESTRIAN ACCESS IMPROVEMENT PROJECT**

WHEREAS, Hatch Mott MacDonald is currently serving as the Municipal Engineer (the "Engineer") based upon a Contract For Services which sets forth their standard hourly rates as approved by the Township Council and executed by the Mayor and Clerk (the "Engineer's Contract"); and

WHEREAS, the Engineer has provided a separate fee proposal for Topographic Survey & Base Map Preparation, NJDEP Individual CAFRA Application, Permit Plans and Reimbursable Services & Direct Expenses for proposed public access improvements along Beach Drive, which is set forth on EXHIBIT A attached hereto (the "Project Proposal"); and

WHEREAS, the Township Council desires to approve the Project Proposal and the CFO has certified the availability of funds in the budget by her signature below:

Appropriation: 0.04.55.397.910

CFO Signature: 

NOW, THEREFORE, BE IT RESOLVED, by the Township of Lower, County of Cape May, State of New Jersey, that:

1. The Project Proposal between Hatch Mott MacDonald and the Township of Lower, in the form attached hereto as EXHIBIT A, for a total amount of \$ 51,500. is hereby approved.
2. That the Mayor and Clerk are hereby authorized and directed to execute the Project Proposal on behalf of the Township of Lower, and to take any and all other actions necessary to effectuate the purposes thereof.
3. All of the terms and conditions of the Engineer's Contract except for the specific terms and conditions of the Project Proposal shall continue in full force and effect and the Project Proposal shall be deemed a supplement thereto.

I hereby certify the foregoing to be an original resolution adopted by the Township Council of the Township of Lower at a meeting held on June 18, 2012.

  
 Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			



**Hatch Mott  
MacDonald**

**Hatch Mott MacDonald**  
833 Rt 9 North  
PO Box 373  
Cape May Court House, NJ 08210  
T 609.465.9377 www.hatchmott.com

June 11, 2012

Via email: gdouglasslowertownship@comcast.net & 1<sup>st</sup> Class Mail

Mr. Gary Douglass, CPWM  
Township of Lower  
2600 Bayshore Road  
Villas, NJ 08251

**RE: Permitting and Engineering Proposal (Revised)  
Beach Drive Pedestrian Access Improvement Project  
Township of Lower, Cape May County, New Jersey**

Dear Mr. Douglass:

On August 23, 2011 NJDEP representatives met with the Township and HMM at the site to discuss the permit feasibility of proposed public access improvements along Beach Drive. As discussed with the NJDEP, the existing Beach Drive roadway consists of a varied width paved cartway with on-street parking on the northbound side and portions of the southbound lane partially impeded by drifting sand from the adjoining dunes. The roadway currently supports vehicular traffic and is utilized in an uncontrolled manner by pedestrians (1) for ingress to and egress from the many beach access paths along the roadway, and (2) for recreation as a "walkway" along the bay front.

To improve the presently limited pedestrian access conditions the Township proposed a beach-walk project to the NJDEP that will consist of a new six feet wide concrete sidewalk and concrete vertical curb along 1.5 miles of the Delaware Bay side of the roadway. As explained the project will improve public safety while minimizing impacts to the dunes abutting the roadway. The project will also include Federal and State required ADA improvements at adjacent street intersections. The NJDEP agreed in principle that due to the importance of the roadway to the general public for safe waterfront access, it is reasonable that the project will meet applicable Coastal Zone Management standards for a CAFRA permit. The Township anticipates that the project construction will be funded with grant monies from the NJDOT Municipal Aid Program. To support future applications for grant funds the Township wishes to apply for an NJDEP CAFRA permit for this above referenced project.

As a follow-up to our meeting please find enclosed herewith our proposal to complete the professional surveying, engineering and environmental permitting required to prepare an NJDEP CAFRA permit application for the above referenced project. As requested, we will submit an application to the NJDEP for the construction of pedestrian safety and access improvements to Beach Drive (from Lincoln Avenue to Pinewood Road).

<b>Task 1</b>	<b>Topographic Survey &amp; Base Map Preparation</b>
---------------	--

A field survey of the project area will be performed for the purposes of identifying topographic features and other information as required to satisfy permit application



requirements and to prepare the necessary permit plans. The following outlines our proposed scope of services for work included under Task 1 for the project:

- HMM will establish survey control for the site. The Horizontal Datum will be NAD83 (NJ State Plane Coordinate System) and the Vertical Datum will be NAVD 88;
- Undertake a specific topographic survey of the project area (1.5 miles) identifying all features required at a 100-foot interval (maximum). The field survey and base plan will include existing spot elevations recorded in the field and contours at an appropriate interval;
- Existing County LIDAR information (2-foot contour interval) will be utilized in the base mapping in locations where the proposed improvements will impact the dune;
- Existing roadway centerline and edge of pavement elevations (on western side of Beach Drive only) will be collected;
- HMM will prepare base maps for the project to be used as the permit plan which will be forwarded to the NJDEP (See Task 2) as part of the permit application; and
- **It is assumed that the physical centerline of Beach Drive is located in the center of the right-of-way and that the proposed improvements will fall within the existing Township right-of-way; therefore no boundary survey to establish the actual right-of-way lines has been included in this proposal.**

We propose to complete the scope of work outlined above (Task 1) for the Beach Drive Access Improvement project for the lump sum amount of \$18,400.

<b>Task 2</b>	<b>NJDEP Individual CAFRA Application</b>
---------------	---

Under the NJDEP Coastal Permit Program Rules N.J.A.C. 7:7-2.1(a)1, a CAFRA permit shall be required for any development in the CAFRA area located on a beach or dune. The location of the proposed beach-walk improvements meets the above criteria; therefore an Individual CAFRA permit will be required for the proposed activities. The following outlines our proposed scope of services for work included under Task 2 for the project:

- Research existing site conditions to obtain necessary information in support of the preparation of a CAFRA permit application to the NJDEP;
- Assemble documents and prepare materials required for the preparation of a Coastal Zone Management (CZM) rules Compliance Statement and CAFRA application submission;
- Preliminary review indicates that potential Endangered or Threatened Wildlife or Plant Species are on or abutting the project site. Therefore, an Endangered or Threatened Wildlife or Plant Species Habitat Impact Assessment will be prepared



in accordance with N.J.A.C. 7:7-C.4 to demonstrate that identified species habitat would not be adversely affected by the proposed project;

- Prepare public notifications to governmental agencies, newspaper and adjacent property owners as required;
- Communication, coordination and review of information to be submitted to the NJDEP with Township representatives; and
- Monitor and respond to NJDEP information requests to deem application complete for final review and review of permit and conditions with the Township.

We propose to complete the scope of work outlined above (**Task 2**) for the Beach Drive Access Improvement project for the lump sum amount of **\$14,200**.

This lump sum cost for **Task 2** is based on the following:

1. The lump sum cost, as outlined above, is for the initial submittal of the project plans to the NJDEP Land Use Regulation Program, and includes all work required to fulfill general CAFRA application submittal requirements. Our scope of work does not include the cost for any additional requests from regulatory and governmental agencies not previously specified or identified, or subsequent revisions to the CAFRA application based on 1) major project revisions or modifications; 2) issues resulting from public comment; or 3) responses to permit conditions. Any work associated with the above additional requests, revisions or modifications will be considered outside the scope of work included herein.
2. The Township will pay all of the permit application fees required for the project.

<b>Task 3</b>	<b>Permit Plans</b>
---------------	---------------------

A set of permit plans will be prepared for the proposed access improvements which will include all of the required information to secure the above referenced permit. HMM will provide the following services under Task 3:

- Utilizing the survey information and base maps prepared under Task 1, HMM will show the proposed beach-walk improvements for the project including regrading of a portion of the existing dunes (where it conflicts with the proposed sidewalk improvements), concrete vertical curb, sidewalk, striping and signage.
- Show the proposed location of ADA compliant ramps, striping and signage along the western side of Beach Drive (full length of project) and along the eastern side of Beach Drive (from Lincoln Boulevard to Emerson Avenue) on the permit plans, however, construction ready plans of those improvements including detailed grading of the areas will be prepared in future phases upon Township authorization;
- Due to the area of new impervious surface created by the installation of new concrete sidewalk (approx. 1.09 acres) this project will be considered a major



development and will require conformance to N.J.A.C. 7:8. N.J.A.C. 7:8 established certain design and performance standards for major developments intended to minimize the adverse impact of stormwater runoff on water quality and water quantity and loss of groundwater recharge in receiving water bodies.

Due to the location of the project adjacent to the Delaware Bay and the "clean" stormwater runoff generated from the sidewalk we do not anticipate that stormwater calculations for recharge, runoff quality or runoff quantity will be required for the sidewalk portion of the project and therefore have not included that cost in our scope of work/proposal. As part of the CAFRA application we will prepare a report which will: include a description of the new impervious improvements; request waivers from providing calculations for stormwater recharge, quality and quantity; and provide justifications in support of the waiver requests.

- Show the approximate location of new inlets, stormwater pipe and tie-ins to existing outfall lines at low points that may be created along the western side of Beach Drive. Stormwater calculations shall be provided to establish the location and size of any new stormwater management system that is required due to the installation of new curb which modifies existing drainage patterns; and
- Prepare a set of permit plans required to secure the CAFRA permit.

We propose to complete the scope of work outlined above (**Task 3**) for the Beach Drive Access Improvement project for the lump sum amount of **\$17,900**.

Due to the scope and cost of this project the work will be constructed in phases as grant money is secured from various sources. As such, our proposed scope of work does not include final survey and design and preparation of construction plans and specifications for public bidding of the project phases. This future work will vary depending upon the grant money secured and the project limits of the future phased construction project(s). Once the scope of each project phase is determined, HMM will provide a separate proposal to complete the necessary construction documents.

<b>Task 4</b>	<b>Reimbursable Services &amp; Direct Expenses</b>
---------------	--

The scope of work under this section includes the following services and direct expenses that will be spent during our scope of work for the entire project (Tasks 1 thru 3):

- Attendance at Meetings (NJDEP, Township, etc. if required)
- Travel, Postage and Public Notifications. The CAFRA application will require two (2) newspaper notices in the Township's official newspaper. HMM will prepare the notice under Task 4's budget, however, payment for the publications will be billed to the Township directly by the newspaper.
- Reproduction of plans and applications for all permit applications

For budgeting purposes, we estimate meeting attendance and printing costs of **\$1,000**. We propose to perform the work under Task 4 based upon a reimbursable method of



compensation for the actual time required and at the actual hourly rates for the individual(s) employed in accordance with our current rate schedule.

FEE SUMMARY			
<u>Scope Of Work</u>	<u>Description</u>	<u>Payment Method</u>	<u>Cost/Budget</u>
Task 1	Topographic Survey & Base Map Preparation	Lump Sum	\$18,400
Task 2	NJDEP Individual CAFRA Permit App.	Lump Sum	\$14,200
Task 3	Permit Plans	Lump Sum	\$17,900
Task 4	Reimbursable Services & Direct Expenses	Reimbursable (Budget)	\$1,000
<b>TOTAL</b>			<b>\$51,500</b>

We thank you for the opportunity to provide this Scope of Work for the Beach Drive Access Improvement Project. Should you have any questions regarding the above information or should you wish to discuss this proposal in more detail, please do not hesitate to contact this office.

Very truly yours,

Hatch Mott MacDonald

Mark R. Sray PE, CME  
Senior Associate  
T 609.465.9377 F 609.465.5270  
mark.sray@hatchmott.com

Steven C. Morey, CEP  
Associate  
T609.465.9377 F 609.465.5270  
steven.morey@hatchmott.com

cc (via Email): Michael Voll, Township Manager

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012-156

TITLE: RESOLUTION AUTHORIZING PAYMENT TO SUBCONTRACTOR AND ACCEPTANCE OF DISCHARGE OF LIEN

WHEREAS, in connection with the project for replacement of the recreation building roof, the subcontractor, Atlantic Aerial, filed a municipal mechanics lien claim, in the amount of \$4902.56, which amount was payable from the contractor, Gen II, Inc., to Atlantic Aerial for work performed on the project; and

WHEREAS, the amount claimed by Atlantic Aerial was part of an available from the contract amount which has previously been certified and appropriated by the Chief Financial Officer for the project; and

WHEREAS, by way of Change Order #4, Gen II agreed that the Township could withhold the amount of \$4902.56, from payments due to Gen II, in order to satisfy Atlantic Aerial and discharge the lien; and

WHEREAS, in exchange for such payment, Atlantic Aerial has agreed to discharge the line in question; the Township has reviewed the form of discharge and the Solicitor has recommend its acceptance;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Lower in the County of Cape May and State of New Jersey, duly assemble in public session this 18<sup>th</sup> day of June, 2012, that the aforementioned payment to Atlantic Aerial be and hereby is authorized, conditioned upon the simultaneous deliver by Atlantic Aerial of the discharge of lien.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on June 18, 2012.

  
Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

# DISCHARGE OF MUNICIPAL LIEN CLAIM

To the Township Of Lower

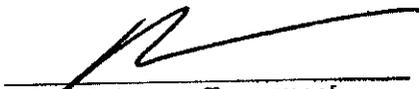
1 The Claimant, whose name is Atlantic Aerial Inc and whose address is 397 Route 33, Manalpan, NJ 07726 filed a Municipal Lien Claim against the below stated contract with the Township of Lower for the value of work, services, materials or equipment provided in accordance with a contract between the Claimant and Gen II Contracting Co Inc

2 The public work is described as Roof Replacement & Related Work at the Recreation Center Contract # M-5 at Township of Lower, 2600 Bayshore Rd, Villas, NJ 08251

3 The lien claim was filed on 02/07/12 acknowledged by Margaret Vitello

4 I hereby request and authorize the Municipal Lien to be Discharged.

Date: 6/15/12

Signed:   
Robert Palamara, Treasurer of Atlantic Aerial Inc

Note: This form must be signed by the Claimant, Claimant's successor in interest, or the Attorney for the Claimant.

## Acknowledgment

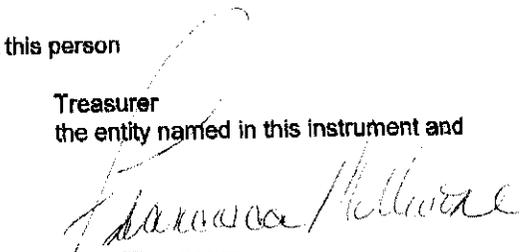
State of New Jersey, County of Monmouth

I certify that on June 15 2012 Robert Palamara, Treasurer of Atlantic Aerial Inc

personally came before me and stated to my satisfaction that this person

- a. was the maker of this instrument,
- b. was authorized to and did execute this instrument as of Atlantic Aerial Inc
- c. executed this instrument as the act of the entity

Treasurer the entity named in this instrument and



**FRANCESCA MOLLICONE**  
Notary Public - State of New Jersey  
My Commission Expires April 14, 2014

**TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY**

**RESOLUTION #2012-157**

**TITLE: RESOLUTION URGING PASSAGE BY THE NEW JERSEY LEGISLATURE  
OF THE JESSICA LUNSFORD ACT**

WHEREAS, the Township of Lower in the County of Cape May and State of New Jersey, attempted, for the safety of children, to create safety zones into which registered sex offenders could not move, but such ordinances were determined by the Courts of the state of New Jersey to be invalid; and

WHEREAS, there are presently bills pending in the New Jersey State Senate and State Assembly, which have been pending in some form since at least 2005, which create such safety zones and other protections for children, by mandate of state law; and

WHEREAS, the bill, the "Jessica Lunsford Act," revises the sentencing of certain sex offenders and persons who harbor them, requires electronic monitoring for certain sex offenders and creates child protection zones and

WHEREAS, the bill requires electronic monitoring for sex offenders who prey on minors if the offender has been released on bail or from incarceration; and

WHEREAS, The bill also requires the Chairman of the State Parole Board also to establish and implement such a system for sex offenders whose victim was under 18 years of age. The system is to provide for lifetime tracking of such offenders upon their release from incarceration; and

WHEREAS, additionally, this bill expands Megan's Law to restrict sex offenders from residing in areas frequented by children and establishes child protection zones by making it a crime of the fourth degree for a sex offender whose risk of re-offense has been assessed as high to reside within 2,500 feet of an elementary or secondary school, playground or child care center; and

WHEREAS, the bill also imposes increased penalties on persons who commit sex crimes against minors between 25 years and life imprisonment, of which the person must serve 25 years before being eligible for parole; and

WHEREAS, the bill is named for Jessica Lunsford, the Florida girl who was sexually assaulted and murdered by a known and previously convicted sex offender who gained early release from prison, and is modeled on legislation which was enacted by the State of Florida; and

WHEREAS, the Township Council of the Township of Lower believes that the time has come for the passage of the Jessica Lunsford Act without further delay for the protection of the children of the Township of Lower and the children of the state of New Jersey.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Lower in the County of Cape May and State of New Jersey, as follows:

1. The preamble of this Resolution is hereby incorporated by reference and made the findings of the Township of Lower;
2. The Township Council urges the New Jersey State Legislature to immediately adopt the Jessica Lunsford Act, without further delay, for the protection of our children;

3. The Clerk is hereby authorized and directed to send a copy of this Resolution to the members of the District One legislative delegation as well as to the office of the Speaker of the State Assembly, the Senate President and the Governor of the State of New Jersey.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on June 18, 2012.

*Claudia R. Kammer*  
 Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012-158

TITLE: APPOINTMENT TO THE PLANNING BOARD OF ADJUSTMENT

WHEREAS, Chris McDuell, Alternate Member has a term expiring on June 30, 2012, and

WHEREAS, Council has reviewed the applications on file including those of all members who have applied for reappointment.

NOW, THEREFORE, BE IT RESOLVED the following individuals are hereby appointed.

<u>Name</u>	<u>Type</u>	<u>Term Exp.</u>
Chris McDuell	Alternate Member	June 30, 20 14

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on June 18, 2012.

  
 Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD			X			
CRAIG		X	X			
DOUGLASS			X			
LARE	X		X			
BECK			X			

FOR TOWNSHIP USE ONLY

Res. # 2012-158

Board/Comm./Auth. \_\_\_\_\_

Term Exp. 03-0-14

Replaced \_\_\_\_\_ or Reappointed \_\_\_\_\_

RECEIVED  
5-18-12

TOWNSHIP OF LOWER  
CITIZEN LEADERSHIP FORM

NAME Christophe McDuell

CITY AND STATE Cold Spring, N.J.

YEARS OF RESIDENCY IN TOWNSHIP 25 OCCUPATION Contractor

Please **number in order of preference** which ones you wish to be considered for.

- Cable Television Advisory Board
- Environmental Commission
- Historic Preservation Commission
- Citizen Advisory Board

- Municipal Utilities Authority
- Planning Board
- Recreation Advisory Board
- Zoning Board of Adjustment

I hereby apply to perform public service on the following municipal authority, boards or commissions. List any education, prior volunteer experience or work related experience, or other civic involvement which could be of use to the authority, board or commission you have listed above.

I've been on the Planning Board for the past 3 yrs.

Date: 5/18 Signature: Chris McDuell (VALID FOR ONE YEAR FROM DATE OF RECEIPT)

**Return to: Clerk's Office, 2600 Bayshore Road, Villas, NJ 08251**

**\*PERSONAL INFORMATION NOT SUBJECT TO PUBLIC DISCLOSURE**

Address of Residence \_\_\_\_\_ Email \_\_\_\_\_

Primary Phone Number \_\_\_\_\_ Work Phone Number \_\_\_\_\_

\*The information in this section is considered personal information, and is therefore deemed confidential for the purpose of P.L.1963, c.73 (C.47:1A-1 et seq.) and P.L. 2001, c.404 (C.47:1A-5 et al.).

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012- 159

TITLE: APPOINTMENT TO THE ZONING BOARD OF ADJUSTMENT

WHEREAS, Michael DiStefano, Regular Member, James Hanson, Regular Member, Robert Sweeten, Regular Member and Christopher Kobik, Alternate Member have terms expiring on June 30, 2012, and

WHEREAS, Council has reviewed the applications on file including those of all members who have applied for reappointment.

NOW, THEREFORE, BE IT RESOLVED the following individuals are hereby appointed.

<u>Name</u>	<u>Type</u>	<u>Term Exp.</u>
Michael DiStefano	Regular Member	June 30, 2016
James Hanson	Regular Member	June 30, 2016
Robert Sweeten	Regular Member	June 30, 2016
Christopher Kobik	Alternate Member	June 30, 2014

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on June 18, 2012

  
 Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD	X		X			
CRAIG		X	X			
DOUGLASS			X			
LARE			X			
BECK			Y			

FOR TOWNSHIP USE ONLY

Res. # 2012-159

Board/Comm./Auth. ZBA

Term Exp. 6-30-16

Replaced  or Reappointed

TOWNSHIP OF LOWER  
CITIZEN LEADERSHIP FORM

RECEIVED  
5-17-12

NAME Robert J. Sweeten

CITY AND STATE Erma, NJ

YEARS OF RESIDENCY IN TOWNSHIP 11 OCCUPATION Financial Services Rep.

Please **number in order of preference** which ones you wish to be considered for.

- Cable Television Advisory Board
- Environmental Commission
- Historic Preservation Commission
- Citizen Advisory Board
- Municipal Utilities Authority
- Planning Board
- Recreation Advisory Board
- Zoning Board of Adjustment

I hereby apply to perform public service on the following municipal authority, boards or commissions. List any education, prior volunteer experience or work related experience, or other civic involvement which could be of use to the authority, board or commission you have listed above.

I have served on the ZBA since 2003 and wish to continue serving on the ZBA. My current term expires 6-30-2012 and I am seeking another term on the Board.

Date: 5-10-2012 Signature: [Signature] (VALID FOR ONE YEAR FROM DATE OF RECEIPT)

**Return to: Clerk's Office, 2600 Bayshore Road, Villas, NJ 08251**

FOR TOWNSHIP USE ONLY

Res. # 2012-159

Board/Comm/Auth. 26A

Term Exp. 10-30-16

Replaced \_\_\_\_\_ or Reappointed

TOWNSHIP OF LOWER  
CITIZEN LEADERSHIP FORM

NAME James Hanson

CITY AND STATE Lower Twp., NJ

YEARS OF RESIDENCY IN TOWNSHIP 30+ OCCUPATION self Employed

Please number in order of preference which ones you wish to be considered for.

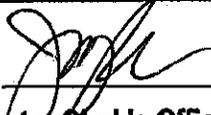
- Cable Television Advisory Board
- Environmental Commission
- Historic Preservation Commission
- Citizen Advisory Board

- Municipal Utilities Authority
- Planning Board
- Recreation Advisory Board
- Zoning Board of Adjustment

I hereby apply to perform public service on the following municipal authority, boards or commissions. List any education, prior volunteer experience or work related experience, or other civic involvement which could be of use to the authority, board or commission you have listed above.

Please accept this application for re-appointment to the Lower Twp Zoning Board.

I have served on this Board from 1994 to 2000; and from 2004 to present. I have also served as Chairman from 1998-2000 and from 2005 to present. I feel I am worthy and well qualified to continue serving at the Boards pleasure.

Date: 5/2/12 Signature:  (VALID FOR ONE YEAR FROM DATE OF RECEIPT)

**Return to: Clerk's Office, 2600 Bayshore Road, Villas, NJ 08251**

FOR TOWNSHIP USE ONLY

Res. # 2012-15<sup>th</sup>

Board/Comm./Auth. ZBA

Term Exp. 6-30-2016

Replaced \_\_\_\_\_ or Reappointed

TOWNSHIP OF LOWER  
CITIZEN LEADERSHIP FORM

RECEIVED  
5-7-12

NAME Michael Di Stefano

CITY AND STATE North Cape May NJ 08204

YEARS OF RESIDENCY IN TOWNSHIP 56 OCCUPATION REALTOR - Cashier

Please number in order of preference which ones you wish to be considered for.

- Cable Television Advisory Board
- Environmental Commission
- Historic Preservation Commission
- Citizen Advisory Board

- Municipal Utilities Authority
- Planning Board
- Recreation Advisory Board
- Zoning Board of Adjustment

I hereby apply to perform public service on the following municipal authority, boards or commissions. List any education, prior volunteer experience or work related experience, or other civic involvement which could be of use to the authority, board or commission you have listed above.

See Attached

---

---

---

---

---

---

---

---

Date: 05-07-12 Signature: Michael Di Stefano (VALID FOR ONE YEAR FROM DATE OF RECEIPT)

**Return to: Clerk's Office, 2600 Bayshore Road, Villas, NJ 08251**

Michael Di Stefano

There are many challenges facing our Township now that it has been "discovered". While change is inevitable we, the citizens, have the opportunity to shape that change through research, discussion, and implementation of programs and policies that are in the best interest of our community. For 56 years I have lived and worked in Lower Township with my circle of colleagues, friends and acquaintances ever widening. This community has provided me with many opportunities and I would like to bring my expertise and talents to the Zoning Board of Adjustment so I can help shape our future.

My experiences include the following:

- REALTOR® – Seven Years
- Landlord – 23 Years
- General Contractor – One time
- Banking – 28 Years including Residential Lending & Construction Loans
- Zoning Board Member – Six years

Service Organizations:

- Lower Township Kiwanis – Charter Member, Vice President & Board Member
- Greater Cape May Elks – Charter Member
- March of Dimes - Past Cape May Co. Committee Member & Logistics Chair

Areas of Expertise:

- Marketing
- Financing
- Knowledge of Lower Township and the Surrounding Communities
- Housing Needs
- Primary and Investment Property Owner
- Knowledge of Land Use

Skills and Talents:

- Communication Skills
- Knowledge Based Decision Making
- Even Tempered
- Diligent and Steadfast
- Reliable and Dependable
- Discreet

FOR TOWNSHIP USE ONLY

Res. # 2012-159

Board/Comm./Auth. ZBA

Term Exp. 11-30-14

Replaced \_\_\_\_\_ or Reappointed (circled)

RECEIVED  
MAY 5-9-12

TOWNSHIP OF LOWER  
CITIZEN LEADERSHIP FORM

NAME CHRISTOPHER KOBIK

CITY AND STATE TOWNSHIP OF LOWER, NJ

YEARS OF RESIDENCY IN TOWNSHIP 30 OCCUPATION SCHOOL ADMINISTRATOR  
76' - 84 91' - PRESENT

Please **number in order of preference** which ones you wish to be considered for.

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> Cable Television Advisory Board | <input type="checkbox"/> Municipal Utilities Authority         |
| <input type="checkbox"/> Environmental Commission                   | <input type="checkbox"/> Planning Board                        |
| <input type="checkbox"/> Historic Preservation Commission           | <input type="checkbox"/> Recreation Advisory Board             |
| <input type="checkbox"/> Citizen Advisory Board                     | <input checked="" type="checkbox"/> Zoning Board of Adjustment |

I hereby apply to perform public service on the following municipal authority, boards or commissions. **List any education, prior volunteer experience or work related experience, or other civic involvement which could be of use to the authority, board or commission you have listed above.**

MA IN EDUCATIONAL ADMINISTRATION

PREVIOUS SERVICE ON ZBA & CTAB

KIWANIS CLUB OF CAPE MAY & LOWER TWP

T-BALL & SOFTBALL COACH

VARIOUS BENEFIT PERFORMANCES AS A MUSICIAN

OPERATED CHARTER & PARTY FISHING BOATS OUT OF LOWER TWP / 15 YEARS

TEACHER, PRINCIPAL, DIRECTOR OF CURRICULUM & INSTRUCTION LCMUSD

Date: 5/7/12 Signature: [Signature] (VALID FOR ONE YEAR FROM DATE OF RECEIPT)

**Return to: Clerk's Office, 2600 Bayshore Road, Villas, NJ 08251**

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION # 2012- 160

**TITLE: A RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12.”**

WHEREAS, the Township Council of the Township of Lower is subject to certain requirements of the Open Public Meetings Act, N.J.S.A 10:4-6, et seq., and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution, and

WHEREAS, it is necessary for the Township Council of the Township of Lower to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

- (1) Matters Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- (2) Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- (3) Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information, relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- (4) Matters Relating to Collective Bargaining Agreement: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.
- (5) Matters Relating to the Purchase, Lease of Acquisition of Real Property or the Investment of Public Funds: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.
- (6) Matters relating to Public Safety and Property: Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations of possible violations of the law.
- (7) Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

\_\_\_\_\_ (8) Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

\_\_\_\_\_ (9) Matters Relating to the Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW, THEREFORE, BE IT RESOLVED by the Township council of the Township of Lower, assembled in public session on June 18, 2012 that an Executive Session closed to the public shall be held on this date at approximately 7:30 P.M. in the Conference Room of the Township Hall, 2600 Bayshore Road, Villas for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Council that the public interest will no longer be served by such confidentiality.

I hereby certify the foregoing to be a resolution adopted by the Township Council on June 18, 2012.

  
 Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD		X	X			
CRAIG			X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012- 161

**TITLE: A RESOLUTION TO RATIFY THE MEMORANDUM OF UNDERSTANDING BETWEEN LOWER TOWNSHIP AND TEAMSTERS LOCAL UNION NO. 676**

WHEREAS, extensive negotiations were conducted by the Township Manager and Labor Counsel with Teamsters Local Union No. 676; and

WHEREAS, the parties have reached an agreement in a Memorandum of Understanding which will be utilized to prepare the Collective Bargaining Agreement with Teamsters Local Union No. 676; and

WHEREAS, the Township Manager and Labor Counsel recommend the Township Council's ratification of the Collective Bargaining Agreement.

NOW, THEREFORE, BE IT RESOLVED the attached Memorandum of Understanding is hereby ratified.

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized and directed to execute the ratified Collective Bargaining Agreement, once prepared, in accordance with and under the terms as outlined herein above, on behalf of the Township.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on June 18, 2012.

  
Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD			X			
CRAIG		X	X			
DOUGLASS			X			
LARE	X		X			
BECK			X			

**WORKING DRAFT**

**MEMORANDUM OF AGREEMENT**

This Memorandum of Agreement (MOA) is made between the Township of Lower (the Township) and Teamsters Local 676 (Teamsters).

The Township and the Teamsters have engaged in collective bargaining negotiations regarding a new Collective Bargaining Agreement (CBA) to replace the existing CBA between the Township and the Teamsters, which expires on December 31, 2011.

The Township and the Teamsters have reached a tentative agreement of the terms and conditions of a new CBA and the purpose of this MOA is to confirm that agreement.

NOW, THEREFORE, the Township and the Teamsters agree that the following changes shall be made in the existing agreement:

**1. PREAMBLE**

Adjust dates accordingly.

**2. ARTICLE 1 - RECOGNITION**

No changes.

**3. ARTICLE 2 - MANAGEMENT RIGHTS**

No changes.

**4. ARTICLE 3 - GRIEVANCE PROCEDURE**

No changes.

**5. ARTICLE 4 - SENIORITY**

No changes.

**6. ARTICLE 5 - UNION REPRESENTATIVES**

No changes.

**7. ARTICLE 6 - HOURS AND OVERTIME**

No Changes.

**8. ARTICLE 7 - HOLIDAY, PERSONAL, BEREAVEMENT AND UNPAID LEAVE**

- Revise the first sentence in Paragraph E(1) as follows:

“Each employee shall be entitled to four (4) personal days per year.”

- Remove Paragraph E(2).

**9. ARTICLE 8 - VACATION LEAVE**

Remove language related to leave earned prior to 1981 from Paragraph B.

**10. ARTICLE 9 - HEALTH BENEFITS AND INSURANCE**

- Replace Schedule A under Section (A)(1) with Schedule A attached hereto.
- Section E - Revise to read as follows: “The Township retains the right, at its option, to change any of the existing insurance plans or carriers providing such benefits, so long as the level of benefits provided to the employees and their eligible dependents are greater than or equal to the current plan. Notwithstanding the foregoing, the Township retains the exclusive right to return to the New Jersey State Health Benefit Plan so long as it provides employees with the coverage available under the State Health Benefits Plan that is substantially equivalent to the employee’s current coverage. The Township further reserves the right, at its option, to self-insure any of said plans and coverages so long as the level of benefits provided to the employees and their eligible dependents is equal to or better than. In the event the Township changes any of the existing insurance plans or carriers providing such benefits, the Township will give the Supervisors thirty (30) days notice prior to implementing the new Plan or carrier.
- Section F - Revise to indicate that when an employee can prove he/she has other health insurance coverage (other than through the Township, i.e. spouse), the employee may opt out of health insurance provided by the Township. In such event, the Township shall compensate the employee at a rate of 25% of the premium to a

maximum of \$5,000 that would have been paid on behalf of that employee but for his/her decision to opt out.

- Add New Section J entitled "Cost Contribution" to read as follows: "Bargaining unit members shall contribute to the costs of the Health Benefits Insurance Plan coverages. All bargaining unit members shall pay a portion of health care coverage costs consistent with P.L. 2011, c. 78 (hereinafter "Chapter 78"). In addition, all Bargaining unit members who retire on or after June 28, 2011, shall contribute in accordance with P.L. 2011, c. 78 (hereinafter "Chapter 78")."

#### **11. ARTICLE 10 - SICK LEAVE AND RETIREMENT**

- Add: to beginning of paragraph B in place of the first sentence:

"Employees shall receive one working day for each month of service during the remainder of the first calendar year of service and fifteen (15) working days in every year thereafter. For the purposes of this article, "working day" shall mean eight (8) hours."

- Revise the last sentence of paragraph G(4) to read as follows: "Such examination shall establish whether the employee is capable of performing his essential job functions and that his return will not jeopardize the health and/or safety of the employee, other employees or the public."

#### **12. ARTICLE 11 - WAGES**

- Revise Paragraph A to indicate the following yearly wage increases:

01/01/12 - 2% increase

01/01/13 - 2% increase

01/01/14 - 2% increase

01/01/15 - 2% increase

- Revise Paragraph D to indicate that Laborer \$4000.00 increase in third year only applies to employees hired before the effective date of this Agreement. All new Laborers starting salary will begin at \$30,000.00 for those non-previously employed by the Township and \$32,500.00 for those previously employed by the Township as a

Temporary Laborer. All new laborers hired under the salaries above will receive a \$500.00 increase per year in the first five years of their employment. Rates for temporary employees will be adjusted in accordance with discussions.

- Add new title of Senior Maintenance Repairer at a rate of \$26.34/Hr.

### **13. ARTICLE 12 - LONGEVITY**

#### **Either of the Following**

Option 1 - Revise to reflect no longevity pay for employees hired after the date of this contract.

Option 2 - Revise to reflect that all employees will be increased to the next longevity step and longevity will be eliminated for all employees

### **14. ARTICLE 13 - BULLETIN BOARD**

No changes.

### **15. ARTICLE 14 - WORK RULES**

No changes.

### **16. ARTICLE 15 - NO STRIKE PLEDGE**

No changes.

### **17. ARTICLE 16 - NON-DISCRIMINATION**

No changes.

### **18. ARTICLE 17 - DEDUCTIONS FROM SALARY**

No changes.

### **19. ARTICLE 18 - UNIFORMS**

- Delete current Paragraph A.

- Delete current Paragraph B except last sentence.
- Delete current Paragraph C.
- Add new article as follows:

“Provide new Article which indicates each employee will receive \$425.00 per year as an all inclusive clothing, shoe, cleaning allowance. Township will discontinue providing uniforms, clothing, shoe allowances, cleaning services, etc. Township shall supply Union with a reasonable dress code based upon Union members work duties. The dress code will be included in contract.”

- Revise Article G to include a mutually agreed upon dress requirement.

**20. ARTICLE 19 - SEPARABILITY AND SAVINGS**

No changes.

**21. ARTICLE 20 - FULLY BARGAINED PROVISIONS**

No changes.

**22. ARTICLE 21 - CREDIT UNION**

No changes.

**23. ARTICLE 22 - TERM AND RENEWAL**

January 1, 2012 - December 31, 2015.

This MOA is subject to the ratification of the members of the Teamsters and approval of the Township Council of the Township of Lower. The bargaining members of the Teamsters and of the Township represent that they will recommend approval of the terms of the MOA to their respective constituents.

**TEAMSTERS LOCAL 676**



---

---

**TOWNSHIP OF LOWER**

---

---